Willis Smith

LATE A SENATOR FROM
NORTH CAROLINA

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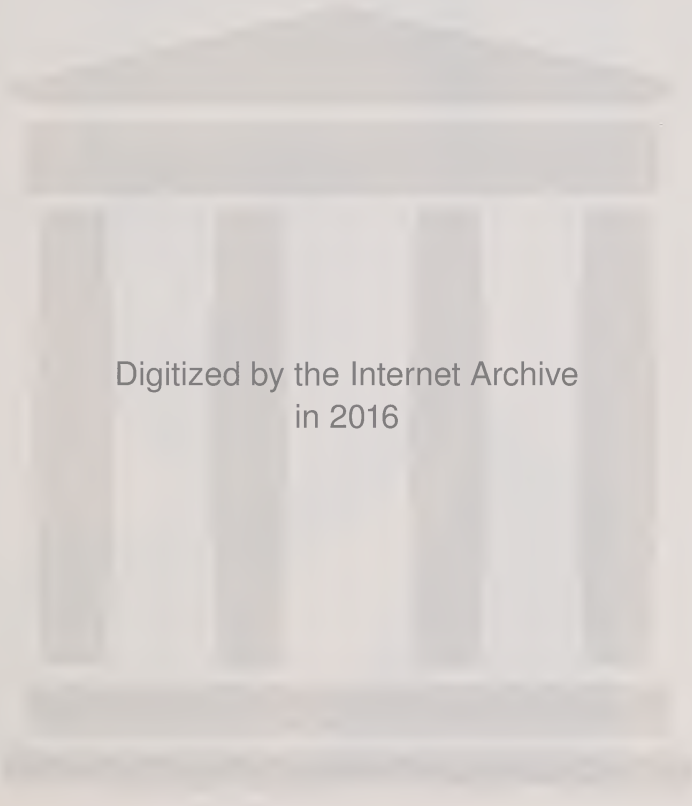
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U. S. 83d Cong. 2d sess., 1954

Memorial Services

HELD IN THE HOUSE OF REPRESENTATIVES AND
SENATE OF THE UNITED STATES, TOGETHER
WITH REMARKS PRESENTED IN EULOGY OF

Willis Smith

LATE A SENATOR FROM
NORTH CAROLINA

Eighty-third Congress
Second Session

UNITED STATES
GOVERNMENT PRINTING OFFICE
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Biography

WILLIS SMITH was born in Norfolk, Va., December 19, 1887; at death of father, when 2 years of age, moved with his mother to North Carolina and attended the public schools in Elizabeth City; was graduated from Atlantic Collegiate Institute, Elizabeth City, N. C., in 1905, Trinity College (now Duke University), Durham, N. C., in 1910, and from the law school of Duke University in 1912; was admitted to the bar in 1912 and commenced the practice of law in Raleigh, N. C.; during the First World War served in the United States Army at Fort Monroe, Va.; inheritance-tax attorney of North Carolina, 1915–20; member of the State house of representatives, 1928–32, serving as speaker in 1931; member of commission preparing rules for Federal courts in North Carolina in 1933; delegate to the Democratic National Convention in Chicago, Ill., in 1944; member of board of trustees of Patrick Henry Memorial Foundation; trustee of Duke University and chairman of the board from 1946 to 1953; observer Nuremburg Trials in 1946; United States delegate to the Interparliamentary Union in Istanbul, Turkey, in 1951, and served as chairman of the American delegation to the Interparliamentary Union in Bern, Switzerland, in 1952; elected as a Democrat to the United States Senate on November 7, 1950, to fill the vacancy caused by the death of J. Melville Broughton and served from November 27, 1950, until his death in the naval hospital at Bethesda, Md., June 26, 1953; interment in Oakwood Cemetery, Raleigh, N. C.

Memorial Services
for
Willis Smith

Eighty-third Congress
Second Session

Proceedings in the Senate

FRIDAY, *June 26, 1953.*

The Chaplain, Rev. Frederick Brown Harris, D. D., offered the following prayer:

Our Father God, in the abundance of Thy mercy, another day is added to the record of the lengthening years: For the morrow and its needs, we do not pray; for the day which now bathes us in its returning light, give us courage, give us wisdom, and set Thou a seal upon our lips lest any words of ours shall needlessly hurt or discourage some pilgrim by our side. As lovers and servants of this dear land of freedom, make us worthy of the past and equal to the present.

We come in the sorrow of a poignant sense of loss as we remember with admiration and gratitude the honored Member of this body whose useful, earthly life has so suddenly ended. We thank Thee that his gentleness made him great and that his sanctified wisdom and pure humanity made his radiant personality as a candle of the Lord. In this Chamber where he served with such distinction and integrity we remember this hour the unstinted service he rendered to his State and to his Nation, and all the adornment he brought to the noble profession of the law, to his church, and in extending the mighty influence and ministry of his alma mater. We remember with joy that for him party loyalty was ever but an altar of consecration in the greater temple of his undefiled patriotism as, at home and abroad, he served his Nation with patient courage, gentle courtesy, and constant devotion to every trust committed to his hands. Vouchsafe unto his stricken loved ones Thy tenderest mercies and the consolations of Thy sustaining grace, as they face this devastating loss in the loving family circle.

In this hour of national and personal loss, through our tears we thank Thee that such have been, though they are here no more. We rejoice in the assurance of our faith that death is but the portal to another room in the Father's many-mansioned house. Amen.

Mr. HOEY. Mr. President, it becomes my sad and painful duty to advise the Senate of the death of my friend of the years and my colleague in this body, Senator WILLIS SMITH, which occurred this morning about 5 o'clock in the Naval Hospital in Bethesda, after an illness of 3 days.

Senator SMITH was sworn in as a Member of this body on November 27, 1950, and therefore had been a Member of the Senate for 2 years and 7 months. That is a very brief space of time, yet it was long enough for him to have left an indelible impression upon his associates in the Senate and upon others who had an opportunity to contact him and to serve with him. Senator SMITH was robust in body and mind. He was vigorous and strong. He was the picture of health. He had a very healthful history. It was wholly unknown to him that he had heart trouble. A cardiogram which was made only about 10 days ago failed to reveal any heart affection of any kind. In the strength of his manhood and in the vigor of his service he was stricken down and his imperial spirit returned to the God who gave it.

Senator SMITH was 65 years of age and yet I think that anyone who knew him would hardly have imagined that he was that old. As I mentioned a moment ago, he had had a long, healthful career. But it is not the matter of his health or of his physical appearance of which I wish to speak for a moment; it is of the finer things of the mind and of the spirit.

Senator SMITH was genial; he was strong; he was patient; he was courteous. I do not know, if we come to add up the attributes of a man, that we could say that anyone possessed a greater degree of loyalty and courage or higher

integrity or had more devoted interest in the service of his country.

During the time he served in the Senate, Senator SMITH formed many fine friendships, the memory of which will linger through the years with those who were privileged to know him well. It has been most gratifying to me, as I know it would be to his family, to hear the expressions made by Senators in private conversation during the days of his illness, followed by his death.

It is worthwhile to live the sort of life Senator SMITH lived. His example has been an inspiration to those who knew him and who have been associated with him. He belongs to that select company of men who, with Byron, could tell Death, that omnipotent tyrant, to his everlasting face that he possessed no sting, and challenge his sleepless handmaiden, the grave, to dare proclaim a victory.

He was a good man. He was good in the sense that he loved his fellow men and his God. He respected the rights of people, of individuals, and of nationalities. He believed in his fellow man. He had faith in Americа. He was a great North Carolinian, but he was a greater American. I know of no man who was more devoted to his country or more patriotic in its service than was Senator SMITH. There was never a time when he was not willing to go all the way for America, and for the ideals of our Republic. There was never a moment that he did not breathe the spirit of loyalty and devotion to the highest traditions of our land.

I have had the opportunity of knowing Senator SMITH well throughout his entire career. I am some 10 years older than he, but we have been friends through all the years of the past; and I shall miss him as a friend, as well as an associate and colleague and legislator.

I have had a rather sad experience in connection with my colleagues. This is the third death among my colleagues from North Carolina to occur even during my brief service in the Senate. Senator Josiah William Bailey died in

1946; Senator Joseph Melville Broughton died in 1949; and we now have on this date the death of Senator WILLIS SMITH. The passing of each of these great citizens has been a great loss to the people of North Carolina; but it is stunning and shocking to the whole citizenship of our State to learn of the suddenness of the going away of this masterful man and statesman.

Senator SMITH was big in body, in mind, in spirit, and in soul, and he fitted into a niche that made him a comrade of all his associates and friends. He had no enemies. He entertained no malice. He held no sort of ill feeling against anyone, but his was the open mind, the free conscience, the independent spirit coupled with love and service that marked the pathway of all of the activities of a busy life.

I am pleased to say that the leader of the Senate majority advised me that at an early date probably on Wednesday of next week he will set aside a time to afford an opportunity to Senators who may wish to pay tribute to Senator SMITH. I shall avail myself at that time of the privilege of making more extensive remarks about him.

I wish to send forward a resolution, though before I do so, I express for myself as I know I do for all Senators, the very deepest sympathy for the lovely wife of Senator SMITH, who has lived so beautifully with him through the years, and to his dutiful sons and daughter, all of whom were at his bedside at his passing. May the God of all the earth keep and preserve them.

To lose our colleague is shocking and painful and grievous; but, after all, death is not the tragedy of life, it is merely a supreme sadness, and there will be an answer to the immortal inquiry made by Job, "If a man die, shall he live again?" We shall find a fresh justification and a complete answer in the coming together of the spirit of WILLIS SMITH with all of the members of his family, comrades, and friends who have preceded him to the grave. It will be the meeting of great and immortal spirits.

WILLIS SMITH

Mr. President, I send forward a resolution, which I ask to have read.

The PRESIDING OFFICER. The resolution will be read.

The Chief Clerk read the resolution (S. Res. 122), as follows:

Resolved, That the Senate has heard with profound sorrow and deep regret the announcement of the death of Hon. WILLIS SMITH, late a Senator from the State of North Carolina.

Resolved, That the President of the Senate and 25 Senators, the latter to be appointed by the Presiding Officer of the Senate, be constituted a committee to attend the funeral of the deceased.

Resolved, That the Secretary communicate these resolutions to the House of Representatives and transmit a copy thereof to the family of the deceased.

Mr. JENNER. Mr. President, Senator WILLIS SMITH came to the Senate in 1950 after a long and very distinguished career in the law. In the few years he has been a Member of this body he has endeared himself to Democrats and Republicans alike for his warm and generous personality, his lofty idealism, and the mental clarity he has brought to every problem he considered.

We were especially happy to have WILLIS SMITH as a member of the Subcommittee on Internal Security, where his profound knowledge of our laws and deep respect for the spirit of the law have helped us immeasurably. I deeply feel his death as a personal loss, and I know the subcommittee will miss his wisdom and quiet courage for a long time to come.

The PRESIDING OFFICER. The question is on agreeing to the resolution submitted by the Senator from North Carolina.

The resolution was unanimously agreed to.

Under the second resolving clause the Presiding Officer appointed the following Senators as the committee on the part of the Senate to attend the funeral of the deceased Senator:

Mr. Hoey, Mr. Johnson of Texas, Mr. Clements, Mr. Wiley, Mr. George, Mr. Langer, Mr. Russell, Mr. Byrd, Mr. Ferguson, Mr. McCarran, Mr. Jenner, Mr. Eastland, Mr. Watkins, Mr. McClellan, Mr. Hendrickson, Mr. Johnston of South Carolina, Mr. Butler of Maryland, Mr. Holland, Mr. Dirksen, Mr. Stennis, Mr. Welker, Mr. Hunt, Mr. Barrett, Mr. Hennings, and Mr. Purtell.

Mr. HOEY. Mr. President, as a further mark of respect to the memory of the deceased Senator, I move that the Senate do now adjourn until 10 o'clock tomorrow morning.

The motion was unanimously agreed to; and (at 11 o'clock and 51 minutes a. m.) the Senate adjourned until tomorrow, Saturday, June 27, 1953, at 10 o'clock a. m.

MONDAY, *June 29, 1953.*

Mr. LANGER. Mr. President, pursuant to action by the Committee on the Judiciary at today's meeting, I submit herewith a resolution unanimously adopted relative to the Honorable WILLIS SMITH, late a Senator from the State of North Carolina. I request that it be printed in the Record.

There being no objection, the resolution was ordered to be printed in the Record, as follows:

RESOLUTION OF THE COMMITTEE ON THE JUDICIARY OF THE UNITED STATES SENATE

Whereas the Honorable WILLIS SMITH, late a Senator from the State of North Carolina, became a member of the Committee on the Judiciary on December 11, 1950; and

Whereas his fine character and his outstanding legal ability soon became evident to the members of this committee; and

Whereas by reason of his sincerity, honesty, and integrity, his devotion to public service, his willingness for work, and his pro-

found knowledge of the law, he was considered one of the outstanding members of the committee, loved and respected by all; and

Whereas the committee is only too keenly aware of the great loss to the public generally, the citizens of North Carolina, the Congress of the United States, and the committee in particular, occasioned by the untimely demise of this fine legislator and gracious gentleman; and

Whereas the committee desires to express its deep feeling to the Senate of the United States and to the family of the Honorable WILLIS SMITH, late a Senator of the United States from the State of North Carolina: Therefore be it

Resolved, That this resolution be spread upon the minutes of the Committee on the Judiciary and published in the Congressional Record; and be it further

Resolved, That we, the members of the Senate Committee on the Judiciary, do hereby voice to his loved ones our deep sense of sorrow at his passing and our heartfelt sympathy on the loss of a beloved husband and father; and that a copy of this resolution be transmitted to the family of the deceased.

WEDNESDAY, *July 1, 1953.*

The Chaplain, Rev. Frederick Brown Harris, D. D., offered the following prayer:

Our Father God, who art in heaven and in all Thy works, we pause in the midst of thronging duties and confused issues to commune with Thee, who alone art our rock and our salvation. As workers together with Thee, teach our hearts and our hands to build that city where Thou shalt dwell with man, where darkness and sorrow and pain and want shall be no more. Solemnize us with the vivid realization of how swift to its close ebbs out our own little day, as we think tenderly this hour of one who so recently stood in this Chamber, so able and faithful, with the consecrated powers of his strong manhood serving the Nation he loved and who has now fallen on sleep in the full strength of his days. Help us to work valiantly while it is called day, knowing that so soon the night cometh when no man can work. We ask it in the dear Redeemer's name. Amen.

Mr. KNOWLAND. Mr. President, I ask unanimous consent that the legislative business of the Senate be suspended to permit an opportunity for memorial addresses on the life, character, and public service of the late Senator from North Carolina, Hon. WILLIS SMITH.

The VICE PRESIDENT. Without objection, it is so ordered.

Mr. HOEY. Mr. President, on Sunday afternoon, June 28, 1953, in the capital city of Raleigh a vast throng of friends from throughout the State of North Carolina assembled in Edenton Street Methodist Church to attend a simple but beautiful funeral service for Senator WILLIS SMITH, late a United States Senator from North Carolina.

The Vice President of the United States, together with a fine group of Senators and Members of the House of Representatives, attended this service and joined the bleeding heart of North Carolina in paying tribute to this well beloved son who had fallen far out in front in service to his State and Nation.

Senator SMITH left the Senate on Monday afternoon, June 22, 1953, when the Senate adjourned, a comparatively well man. In the early hours of the following morning he suffered a heart attack and was promptly removed to the naval hospital at Bethesda. Notwithstanding all that medical science could do to stay the advance of this disease, he died 3 days thereafter on Friday morning at 5:40 a. m., and his immortal spirit returned to the God who gave it.

Senator SMITH was sworn in as a Senator from North Carolina on November 27, 1950, and therefore had served for 2 years and 7 months in this greatest deliberative body and the one open legislative forum in the world.

WILLIS SMITH was born in Norfolk, Va., on December 19, 1887. His father died when he was only 2 years of age, and his mother immediately moved back to her native North Carolina and established a neighborhood private school in Elizabeth City, which was later attended by her son. He

graduated from Elizabeth City High School in 1905, and began work immediately owing to the necessity of helping with the family finances.

Later he was granted a $50 scholarship and entered Trinity College. He had to work to supplement his income, and he became campus manager for a New York tailoring firm and earned about $1,000 selling clothes. He received his degree from Trinity College, now Duke University, in 1910, and studied law, being admitted to the bar in 1912, and at once began the practice of his chosen profession, in which he won such high distinction.

WILLIS SMITH enlisted in the Army in World War I, and after the war closed he moved to Raleigh, the State capital, and reentered the practice of law. He was elected to the State house of representatives in 1926 and reelected in 1928 and 1930, and because of his outstanding record of achievement in legislative matters he was elected speaker of the house in 1930.

Senator SMITH soon took first rank with the lawyers of the State and achieved such prominence that he was elected president of the North Carolina State Bar and president of the American Bar Association in 1946, and while president went to Nuremberg, Germany, as an observer of the trials of German war criminals. He was also at this time elected chairman of the board of trustees of Duke University, which position he held at the time of his death.

Senator SMITH was called upon to fill many important posts. President Truman appointed him in 1947 to serve on the Amnesty Board, which passed upon 16,000 cases of persons convicted under the Selective Service Act. He also served on the Attorney General's Committee on Citizenship and as Chairman of the President's Memorial Commission.

Previously he had served as chairman of the Democratic State convention and attended several Democratic National Conventions as a delegate.

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When the late lamented Senator J. Melville Broughton died in March 1949, then Gov. Kerr Scott appointed Dr. Frank P. Graham, president of the University of North Carolina and one of the most popular men in the State, to succeed him in the United States Senate. WILLIS SMITH entered the Democratic primary against him in 1950 and was nominated, and later elected in November, and immediately began his service in the Senate. He was placed on the Judiciary Committee and made a great record on this important committee and on special subcommittees. He was elected to represent the Senate at the United Nations Educational, Scientific, and Cultural Organization which was to meet in September 1953, which was a distinct honor. In 1951 he was the United States delegate to the Interparliamentary Union meeting in Istanbul, Turkey, and was a member of the American delegation to the Union meeting in 1952.

Senator SMITH was a Methodist, a Kiwanian, a member of the American Legion, of the Society of Forty and Eight, of Sigma Phi Epsilon, of Omicron Delta Kappa, of Phi Delta Phi, and the Order of the Coif.

Senator SMITH had a beautiful home life and is survived by his devoted wife and loved companion, Anna Lee Smith, 3 splendid sons and 1 fine daughter. The whole State shares their sorrow. I am sure I speak for every Member of this body in expressing our profound sympathy for them and the fervent hope that the everlasting arms of a gracious Heavenly Father shall be underneath and round about them.

The service of Senator SMITH was so extensive and his activities so varied that it is impossible to summarize his achievements and accomplishments in a short space of time such as is available today. Any appraisal of his character and life should take into account some of the outstanding virtues and attributes which marked his everyday service. The virtues of an ideal citizen flowered in him. He was a man every day in the year and every hour of the day.

Among the attributes which so impressed themselves on all with whom he came in contact might be classified as, first, loyalty; second, courage; third, integrity; fourth, ability; fifth, patriotism.

Senator SMITH was loyal always to the best he knew and he knew the best. He was a loyal friend, as a lawyer he was loyal to his client, as a citizen he was loyal to his State and Nation, as a humble believer in a great God he was loyal to his faith and to his profession. He was so intensely loyal to America that he could not tolerate disloyalty in anyone, and he believed with all his heart in liberty and freedom.

Courage was one of the outstanding virtues of Senator SMITH. He was utterly unafraid. So many men in public positions hesitate about championing an unpopular cause or running counter to mass movements. They are frequently responsive to pressure groups, because they do not wish to withstand aggressive adverse action, and they yield sometimes against their better judgment in order to avoid a hot controversy. Senator SMITH dared always to stand for his convictions regardless of the attitude of the multitude.

No public man can long remain a success if he lacks integrity, and throughout his career of 65 years as a legislator, a lawyer, a public servant, and a statesman, the integrity of Senator SMITH was so well defined and so fully established that no one ever questioned it. He attained a large and lucrative law practice and had very important clients, but whether he was representing the poor and friendless or the great and strong there was never any question about his integrity and that he would fully discharge his duty.

Ability provides the means by which great public service can be rendered and furnishes the basis upon which to build a strong and enduring character. Senator SMITH's ability was recognized by people in all walks of life and manifested itself in a striking way in the diversified service which he

rendered and the masterful way in which he discharged every trust.

Patriotism is the crowning virtue. No life can be full and complete without recognition of the obligation which the citizen owes to his country and the loyalty which patriotism inspires to follow the high traditions of service in peace and dedication in war. Senator SMITH was a part of America, but America was just as much a part of him. He breathed the spirit of love of country, and he was willing to live for it in peace and to die for it if necessary in war.

I have not spoken of the religious life of Senator SMITH although he was deeply religious and had an abiding faith in the greatness and goodness of God. He followed the example of Christ His Saviour in doing good. He loved his fellow man. He believed in him and trusted him. He loved the Methodist Church of which he was a member, but his love was as broad as the whole family of the children of men. He loved his State, and he was a great North Carolinian, but he also loved America and he was a greater American.

A great many very beautiful tributes have been paid to Senator SMITH in editorials in the papers in North Carolina and throughout the Nation. I am presenting some of the editorials from the North Carolina papers and shall ask that they be inserted in the body of the Record at the conclusion of my remarks.

Life is real and likewise mystical. The high estate of man's creation makes him a little lower than the angels and gives him dominion over all other created and elemental things. He is the inheritor of all the past ages. From the dusty pages of antiquity the progress of man has been illuminating the processes of life over the long centuries. Into the real life of today has been projected the mystical life of tomorrow. Immortality begins on earth. The struggle of man has been to build an enduring civilization here and to adorn it with the revealed and discovered truths of God. The search of man has been for truth and in his quest for its

attainment he has mastered much of the universe and made it subservient to his imperial will.

But there is appointed a time for man to die. There is something majestic about death. Its very universality makes it a dreaded visitor in the homes of kings and subjects, Presidents and citizens, rich and poor, white and colored, around the whole world. It levels all rank and makes a common denominator of all men. Sickness and death are not the tragedies of life; they are only the sadnesses. The age-old question propounded in the Book of Job, "If a man die shall he live again?" is affirmatively answered by the faith of man in immortality and all nature shares that faith as it experiences a beautiful resurrection each springtime from the death of winter.

May I speak a personal word? I esteemed WILLIS SMITH as a friend, cherished him as a colleague, and loved him as a man. He was big of brain and body, masterful in mind and manner and stalwart in faith and love—and having known him it is easier to accept and believe the declaration in the stately passages of the majestic first chapter of Genesis that God made man in His own image and stamped him with His own divine personality. Today I salute our distinguished colleague and my friend of the years and bid his memory stand erect—a sovereign among his peers.

Mr. President, I ask unanimous consent to have a number of editorials, published in North Carolina newspapers, printed in the Record at this point, as a part of my remarks.

There being no objection, the editorials were ordered to be printed in the Record, as follows:

[From the Dunn (N. C.) Daily Record of June 26, 1953]

A GREAT MAN HAS GONE

The tragic death of United States Senator WILLIS SMITH early this morning brings the forceful realization that a truly great man has gone.

His passing is a great loss not only to the State of North Carolina, but to the Nation and the world. His influence for good knew no boundaries.

WILLIS SMITH was born a poor boy, his father died when he was a very small child, and he came up the hard way to make his mark in the world. He was successful in every field of endeavor in which he entered. His success story exemplified America as a great land of opportunity.

He rose to great heights. His election to the United States Senate was just one of his many accomplishments. He had been honored by two Presidents of the United States and his fellow lawyers elected him to the highest legal post in the land.

In the field of politics he was a scrapper. He fought hard and tirelessly not for personal gain but for the American way of life which he held sacred and loved so dearly.

WILLIS SMITH was more than a great Democrat, more than a great Republican. He was a great statesman and a great American.

He was not a politician. His closest associates frequently admonished him for his forthright, honest stands on issues which they knew would not help him politically.

But WILLIS SMITH never gave his own political welfare a second thought. He would vote his honest convictions in the face of sure defeat itself. He never swerved from the true path of duty.

There was no question but that WILLIS SMITH was headed toward bigger and higher positions in American government. Had he lived, he would have brought still greater recognition and honor to our State.

Above all other things, WILLIS SMITH was a real Christian gentleman, a man devoted to his family and friends and intensely loyal to all of them.

Unfortunately, his political enemies frequently succeeded in painting a false picture of him to the people.

They called him a big corporation lawyer, yet the last court case in which he ever appeared was in behalf of a widowed mother suing a big corporation.

The worst thing we ever heard him say about his opponent was, "He's my friend." That's the kind of man WILLIS SMITH was.

They accused him of injecting a racial issue into his campaign. Actually, he threatened to withdraw from the campaign if he caught his staff engaging in such.

WILLIS SMITH was a man of remarkable vision, keen insight, vast knowledge, and great personal kindness.

When others got upset, he had the ability to keep calm and think.

When his critics were unfair and unkind he ignored it and marked it up to the heat of the campaign.

The most famous court case in which this great legal expert ever appeared was that of a poor Raleigh Negro who had a just claim against a prominent political figure.

Other lawyers were afraid to take the case, but WILLIS SMITH took it and won it for the poor Negro.

Some of his critics called WILLIS SMITH a Republican because he had the ability to think and act for himself.

Had WILLIS SMITH been a member of the Republican Party it would have found it just as hard to keep him in strict party lines as the Democrats. He wasn't that kind of man.

He was a man who put the welfare of his country ahead of all other considerations; a man who could clearly define the issues and get at the bottom of things.

It was impossible to know WILLIS SMITH without loving and admiring him. Those in his presence always had the feeling and the full realization that they were in the presence of a great man.

The editor of this newspaper will always be happy and proud that he had an opportunity to be associated with WILLIS SMITH, and to know him as a friend.

Only history will record his true greatness.

HOOVER ADAMS.

[From the Charlotte Observer of June 27, 1953]

WE LOSE A DEVOTED PUBLIC SERVANT

The death of Senator WILLIS SMITH deprives North Carolina and the Nation of the services of a man who in less than one term proved himself to be one of the distinguished men of the Senate.

Mention of his name in any company composed of people well informed on public affairs was likely to elicit words of respect for his fine abilities, and his devotion to the best interests of his country had made him known throughout the country.

His election in 1950 was one of the first faint signs, no bigger than a man's hand, that the American people were beginning one of those periodic self-examinations to which they subject themselves after every debauch of reckless irresponsibility in government. He became, therefore, a herald of the return to sanity.

His conduct in the Senate has never disappointed those who put their faith in him. The socialist-welfare state cabal was still powerful when he took his seat in the Senate, but he did not compromise with it, because he had the clarity of vision to see that, though the tide had passed the flood by an almost imperceptible degree had, nevertheless, turned.

He was a Democrat who believed fervently in the fundamental principles of his party and could not be led astray by the left-wing element that had gained control of it. At the same time, he refused to desert the party, because he was sure that he could do more to revive its principles by loyal work within it than by going over to the opposition and criticizing it from without.

That left-wing element was still vociferous at his death. It had only been checked, and no one knew better than WILLIS SMITH that a long, hard battle lies ahead before the coup de grace can be delivered. And no one was a more devoted fighter in that cause. He endured all the vituperation that is the lot of those who take up the gage of battle against an entrenched demagogery, but he never faltered in the course he had laid out for himself.

It is not too hazardous to conjecture that if fate had allowed him to complete the career that seemed to be open to him, if he could have fought through the fight he had only begun, WILLIS SMITH might have become one of those great Senators whose names stand out on the pages of our history as men who saw and understood the issues of their times and led the way for those less discerning.

[From the Asheville Citizen of June 27, 1953]

SENATOR WILLIS SMITH

In the 20 days before he was stricken with what proved to be a series of fatal heart attacks, Senator WILLIS SMITH had made 24 public appearances. Three times within this period he flew down to North Carolina from Washington and returned the same night. It is no wonder that in the aftermath of Senator SMITH'S death many expressions of shock and sorrow have reflected the brutal punishment of official duty to which public servants are subjected.

WILLIS SMITH surely must have been aware of the strain on his faculties. But he was a man of great drive and prodigious energy. It is to be doubted that he would have held off or slowed down, no matter the pace demanded of him.

His rise to public eminence was almost a proverbial poverty-to-riches story. He made his own way to the top of the legal profession and to considerable affluence by hard, grinding work. The Senate accepted him as a willing hand and not a time-server by charging him with responsibilities unusually heavy for a freshman Senator. He was never disposed to trim his sails or dodge an issue. Consistency was one of his abiding virtues.

Governor Umstead will find it difficult to replace Senator SMITH with an interim appointee. He is faced with the problem of selecting a successor to a man who defeated a man who succeeded a man who in turn defeated Mr. Umstead, who himself was appointed to fill a Senate vacancy. The fact is that in less than 7 years 3 North Carolina Senators—Josiah W. Bailey, Melville Broughton, and now WILLIS SMITH—have died in office. Speculation as to Mr. SMITH's successor would be out of place at this time (indeed, we think such speculation, which has become so common, borders on the indecent), but Mr. Umstead will have to make the appointment with appropriate dispatch because of the urgency of senatorial business. In the meantime North Carolina will wish to honor WILLIS SMITH for his ability, his conscientiousness, and his arduous labors in its behalf.

[From the Greensboro Daily News of June 27, 1953]

WILLIS SMITH

United States Senator WILLIS SMITH lived a full life and died as a result of overwork in the service of his country.

He was a sincere, courteous, energetic, and patriotic man; those who differed with him, as this newspaper sometimes did, found that their differences related to means, not ends.

WILLIS SMITH was an able and successful lawyer, but he did not let his extensive law practice hinder him from taking an active and effective part in public affairs. The high offices of trust which he held attest to this—chairman of the board of trustees of Duke University, speaker of the North Carolina House of Representatives, observer at the Nuremberg trials, president of the American Bar Association, and United States Senator.

The fact that Senator SMITH made 24 speeches in the 20 days preceding his last illness is indicative of the pace that he set for himself; he was literally a casualty in the service of his country at a time of grave stress and danger.

[From the Raleigh News and Observer of June 27, 1953]

SENATOR WILLIS SMITH

There was no division among the people of North Carolina in their shock at the news of the sudden illness and death of Senator WILLIS SMITH. To the moment of his brief illness he had seemed young, slim, vigorous, energetic, and strong in his convictions. He seemed struck down in noonday by an unexpected arrow. His

death not only removed an important official and citizen; it emphasized to every citizen the impermanence of position and the uncertainty of life.

Life gave much to WILLIS SMITH, but he never held back from the labors or the contests which actually bring what sometimes life only seems to give. He began life with limited advantages. His father died when he was very young. He went to college and to law school without any great home resources behind him. He hung out his shingle in the State capital as an unknown young man. He was successful in law and business. He was not only elected to the legislature by the people of his county but was shown the respect of the legislators of the State when he was chosen speaker of the house. He reached the top of his profession as president of the American Bar Association. He had served two years and a half as junior Senator from North Carolina. They were honors any man might hope to acquire. Perhaps his quality as a human being, however, was best shown in the happiness and beauty of his family life. His neighbors who did not share his political philosophy always honored the fine American household over which he presided as well-loved husband and father. Life gave him much, and his surely was a life not easy to lose.

Clearly, however, he spent it almost extravagantly in the labors he undertook. On the day on which he became ill a member of his staff reported that he had made 24 public appearances in 20 days. Between his working days in the Senate he had made three evening trips to North Carolina. He looked very young for his age. He gave the impression of a man who still felt young. His death, however, emphasizes the strains to which the ablest and most eager men are subjected in our times. And certainly his death suggests the strains to which men in public careers are subjected by the people they serve.

It seems more than a coincidence that WILLIS SMITH is the third man within 7 years to die in the Senate seat which he occupied. Within those same years former Gov. Max Gardner and National Committeeman Joe Blythe died under similar circumstances. The coincidence is sharpened by the memory that Senator F. M. Simmons in his time served 30 years in the Senate and died at 86. Senator Lee S. Overman, as Simmons' colleague, served 27 years and died as Senator at 76. It is true, moreover, that today Senator Clyde Hoey is vigorously serving as Senator at 75 after a long career in public office as State legislator, Congressman, Governor, and Senator; also, though in retirement after 42 years in Congress, Robert L. Doughton, now Democratic national committeeman, will be 90 years old this year.

The death of WILLIS SMITH, nevertheless, emphasizes the terrific pressures to which public service in these times subjects the public man. Not long ago, shorter sessions of Congress meant that Members did not have to try to attend to their legislative duties and their activities in their States and districts at the same time. Better and swifter means of transportation have meant that such men not only could be but were expected to be in distant different places on the same day. It was said that radio and television would make it possible for officials and candidates to speak in ease and convenience to people at a distance. The 24 public appearances which Senator SMITH felt impelled to make in the last 20 days before he became ill indicate that such speaking does not satisfy or suffice, and these almost mechanical stresses and strains are added to the fact that the problems placed before public men, particularly Members of Congress, are more continuous and complex than ever before in history.

There may be no remedy. The planes which make it possible for public men to fly hundreds of miles in a day to satisfy almost any group that wants a speaker will also continue to make it possible for more constituents more quickly to fly to Washington to deposit their problems on a Senator's desk—or a governor's in Raleigh. The same problem applies in only less noticeable degree even in the courthouse and the city hall. Probably no remedy should be suggested. The public's access to its officials is essential to the safety of democracy. The people have a right to hear the reports and the counsels of their officials. Officials themselves are aware of the necessity for continuous contact with their constituents. The increasing health hazards of public service need consideration, nevertheless—and not only consideration for the problem but greater consideration in many ways for the public men.

WILLIS SMITH's death, under those pressures, is a tragic event. It removed from the great debate in our time and in our State a man who had strong views and a willingness to stand for them. We have always needed such men. We do not need them less today.

[From the Winston-Salem Journal of June 27, 1953]

SENATOR WILLIS SMITH

The sudden death of Senator WILLIS SMITH, the third United States Senator from North Carolina to die in office since November 1946, has come as a great shock to the State.

Senator SMITH was a consistent and capable representative of the more conservative wing of the Democratic Party and was deeply attached to what he considered the higher interests of the State

and Nation. One of the State's most successful lawyers, he had won wide prominence in his profession—prominence marked by his election as president of the American Bar Association—before he entered the exciting and bitter contest for the Senate against former Senator Frank P. Graham in the 1950 primary.

Although his political officeholding career prior to entering the Senate was restricted to three terms in the general assembly (he served as speaker of the house in 1931) he was long active in Democratic politics. He served as chairman of the State Democratic Convention in 1940 and was a delegate to the National Democratic Convention of 1944. In civic and social as well as professional and political affairs he played an active role, and his interest in higher education was manifested in his long period of membership on the Duke University board of trustees. He had served as chairman of the Duke board since 1947.

Senator SMITH worked hard at the job of being a Senator. He gave freely of his time and effort to the study of important legislative measures in committee and engaged in a heavy schedule of speechmaking—factors which, added to the stresses and strain of office, may have hastened his death.

A big, bluff, hearty sort of man, Senator SMITH always seemed in love with life and was strongly devoted to his State and the South. An acknowledged leader in his profession and one of the State's most familiar figures in religious and civic circles, he commanded wide influence throughout the commonwealth. His death leaves a big vacuum in the ranks of Democratic leadership, a vacuum which presents both a problem and an opportunity to Governor Umstead, upon whose shoulders falls the task of selecting a temporary successor to Mr. SMITH as United States Senator. The choice made by Governor Umstead for this major Government post may have a decisive influence upon the 1954 senatorial race.

In his own way and through a wide range of media WILLIS SMITH made a major contribution to the civic and social life of his State. He climbed to the heights in his chosen profession and was showered with State, national, and international honors. North Carolina suffers a great loss in his untimely death.

[From the Fayetteville Observer of June 26, 1953]

SENATOR SMITH: ANTI-COMMUNIST AND GREAT NORTH CAROLINIAN

Death of a heart ailment has removed Senator WILLIS SMITH from the political scenes in Washington and North Carolina, but his memory will live for many years in the hearts of North Caro-

linians, who felt that in voting for SMITH they were voting to retain a way of life that they cherished.

Senator SMITH was a plain man, who represented plain people, a man who gained considerable success through his own perseverance and diligence outside the realm of emotional politics.

Like so many other successful North Carolinians he learned early in life and through necessity the virtue of hard work. He applied that virtue to a study and a practice of the law, and he rose to national eminence and recognition in his chosen field, becoming an authority on jurisprudence and president of the American Bar Association.

Although a capable speaker he was seldom an orator of the "rousement" variety. His appeal was to the intelligence of his hearers and not their emotions. His many nonpolitical addresses were informative and, if they were inspirational, the inspiration came from his lucid ability to enable his hearers to understand.

Highlight of his political career came in his contest with North Carolina's very beloved Frank Graham for the seat in the United States Senate then held by Dr. Graham on appointment of Gov. Kerr Scott. Such bitterness as was injected into the campaign was dragged in by the supporters of the candidates rather than the candidates themselves.

The issue, however, was clear. It was to move toward greater liberalism with Graham or move toward greater conservatism with SMITH.

In declaring in favor of SMITH the people of North Carolina gave him a mandate to work for traditional Americanism, rather than for the new internationalism, which had become a hobby of the Roosevelt and Truman administrations.

Senator SMITH undertook this mandate at a time when it was not too popular with the top national "brass" of his own party, but he undertook it with a sincerity and a singleness of purpose that he pursued until the day he was fatally stricken.

It is to be hoped that when Governor Umstead gets around to the business of selecting a successor to WILLIS SMITH he will keep in mind the basic reasons behind SMITH'S election, and that he will give the people of North Carolina a representative in the United States Senate, who will be willing and able to carry on in the SMITH tradition.

We want a Senator fully imbued with a burning hatred of the forces which would tear down and make over America in the likeness of European radicalism and we want a Senator of experience and intelligence, capable of a successful fight against such forces.

[From the Rocky Mount Evening Telegram of June 26, 1953]

WILLIS SMITH

North Carolina and the Nation have suffered a great loss in the death of Senator WILLIS SMITH who literally laid his life upon the altar of public duty as he saw it.

He came a long way, this boy who was raised in eastern Carolina and his record is eloquent testimony of his ability—he had to strive and seek and find and not yield or he never would have made the grade.

Although his forebears were North Carolinians, he was born in Norfolk, Va., by virtue of the fact that his parents were living there temporarily at the time. His father died 2 years later and his mother, with infant son, returned to her native Elizabeth City and established a neighborhood private school to earn a livelihood.

After graduating from high school in 1905, WILLIS went to work as a shipping clerk in a wholesale grocery. Later he worked his way through Trinity College, now Duke University, and went on to receive his law degree there.

During World War I he was in officer's candidate school and after the armistice he set up practice in Raleigh and began the life of a struggling young lawyer. He borrowed money for office furniture and rent. He dug in and worked hard.

The rise of WILLIS SMITH came inevitably as it must to hard work and dedicated ability. In 1926 he was elected to the house of representatives from Wake County, and in his third term was chosen speaker of the house. He presided over the assembly in the dark depression days of 1931 when there was a premium on leadership.

In 1940 he was named chairman of the Democratic State convention, and in 1946 he was given the signal national honor of being named president of the America Bar Association. The same year he was chosen chairman of the board of trustees of Duke University.

In addition to being an American observer at the Nuremberg, Germany, trials, President Truman appointed him in 1947 to serve on the Amnesty Board which passed on 16,000 persons convicted under the Selective Service Act.

Though often classed as a conservative, WILLIS SMITH was more liberal than his enemies gave him credit for being. He called himself a "middle of the roader." He supported the Workmen's Compensation Act, the MacLean School Act, the State-supported

school system, and other pieces of far-sighted legislation including the consolidation of the greater University of North Carolina.

In the hotly contested race for Senate there were followers on both sides of the campaign who went too far and who in fact brought more discredit to their candidates than support. Though the scars of that bitter campaign have remained, time is healing them. In the face of death old controversies are forgotten. Even WILLIS SMITH's enemies concede that he stood squarely and forthrightly for his convictions. We did not always agree with him, but we never questioned his integrity or motives. We believe this: He was a man of high principle, and he was one who served his State and Nation according to his best lights.

We bid hail and farewell to WILLIS SMITH, an eastern Carolina boy who followed the call of duty and who went far. He fought the good fight.

[From the Raleigh Times of June 26, 1953]

HE WENT SECOND MILE

Senator WILLIS SMITH of Raleigh is dead.

The final in a series of four heart attacks within 3 days ended his life early Friday morning with his family at the bedside.

When the shock of his death has passed it will be said that he literally gave his life in the pursuit of what he considered his duty. The pace at which he drove himself after going to Washington proved too much, even for a physical constitution such as his.

WILLIS SMITH reentered the field of politics at 62 after serving in the North Carolina General Assembly as a young man. His return was not a result of his own choice but rather as a consequence of his friends' ability to convince him that he was needed at Washington.

WILLIS SMITH's political philosophy was best summarized in his own words as the second primary campaign of 1950 reached a climax with a rally held in the Wake County Courthouse. At the height of the dramatic and emotion-filled event he stood to speak. As he did so a supporter of his opponent shouted out something like this:

"We know what you are against, Mr. SMITH, but what are you for?"

"What am I for?" the former Raleigh attorney, replied. "I am for honesty and integrity in government."

If any one thing marked Senator SMITH's service at Washington it can be said that it was just that, honesty and integrity in government. His quiet, passionate dedication to these principles

frequently caused him to cross party lines and to speak against dishonesty and lack of character—and against injustice—wherever he saw it.

In his public life WILLIS SMITH achieved many honors—that of becoming a leader in his home community; that of a successful legislator in his own State; that of a highly respected professional man; that of serving as president of the American Bar Association; and, finally, that of becoming a highly regarded Member of Congress.

In his private life WILLIS SMITH was completely devoted to his wife and intensely proud of his four grown children. His greatest interest outside of his work and family was the water and coast of eastern North Carolina, an interest he acquired during his early life.

Obviously, WILLIS SMITH paid too great a price for the satisfaction that must have been his in serving his State and country. But he will be remembered as a man who went the second mile in carrying out his responsibility to the people he loved.

Mr. JOHNSON of Texas. Mr. President, the passing of our very good friend and distinguished colleague, WILLIS SMITH, came as a great shock to all of us. Senator SMITH was one of the ablest Members of this body. His record of achievement is equaled by few men in American public life. His was a rich and full life. Through years of hard work and application to an exacting profession, WILLIS SMITH became one of the best known and one of the most respected members of the American bar.

He matched this career with a record of public service which began in the North Carolina House of Representatives more than 25 years ago. He rose from position to position, each one of which he filled with a high degree of ability, and always in accordance with the highest standards of integrity.

WILLIS SMITH has gone to a richly deserved rest. Our hearts are with his grieving family. There are few words of consolation which are meaningful at a time like this. We have all lost a good friend and an able counselor, but we retain the memory of his presence, and it will not soon be forgotten.

Mr. KNOWLAND. Mr. President, WILLIS SMITH did not serve in the United States Senate for a long period of time, but during his relatively short service he made a deep impression upon all Members of this body, both on the Democratic side of the aisle and on the Republican side of the aisle.

When WILLIS SMITH came to the Senate of the United States many of us knew of him, of his work as an eminent lawyer, as a leader of the bar, and as active in the affairs of the American Bar Association. But few of us had had the privilege of knowing him personally. While he served in the Senate we had the opportunity to become well acquainted with him, to observe his great devotion to the public service and the hard work he devoted to his committee assignments and the interest he took in the problems of the Nation, both domestic and foreign.

During the period of our service in the Senate of the United States, we have the rare opportunity to get to know men better. I think all of us who served in the Senate even during the brief period when WILLIS SMITH was here as our colleague, have become better men and better Senators by virtue of having known him and associated with him. So long as any of us shall live, I believe that the memory of WILLIS SMITH will live in our hearts, as a distinguished Senator from a great State of the Union, and a man who gave devotedly to his country the best of his ability in serving his State and his Nation.

Mr. McCARRAN. Mr. President, I first formed the acquaintance of WILLIS SMITH when he was elevated to the presidency of the American Bar Association, and later I renewed that acquaintance and friendship in this body. I rejoiced in the fact that he was made a member of the Committee on the Judiciary while it was my privilege to preside over that group.

Mr. President, the qualities of mind and character which endear a man to his fellows are many and varied. We do not

love one friend for the same reason that we give our affection to another. We esteem some men for one virtue, some for another. It is not often in life that we have the good fortune to make a friend who combines the attributes which rendered WILLIS SMITH so outstanding among his fellows.

Here was a man who would have commanded respect for his sheer intellect, even had that intellect been cold as a stone and calculating as an adding machine. But in WILLIS SMITH, intellect was coupled with warmth of spirit and the outgoing friendliness of attitude, at once understanding and selfless, which comes close to illustrating the meaning of the Biblical word which has been translated, variously, as both "love" and "charity."

His keenness of wit, which would have done terrible things to men with lesser minds, was never used unkindly, any more than his physical size and strength were ever used to bully those less fortunate than himself in health or stature, for WILLIS SMITH was a gentle man. His was a gentleness born not of weakness nor of softness, but rather of knowledge of his own strength and capacity, coupled with an uncommon understanding of human frailties.

WILLIS SMITH was a man of high principle. He never deviated from the course which was right as he saw it. He lived at peace with his conscience. But in matters of morale, he contented himself with judging and ordering his own conduct; he never set himself up as judge and jury over others.

One of the reasons why WILLIS SMITH was outstanding in his profession is that he loved the law. He never ceased to study and to learn. In the Committee on the Judiciary, his colleagues gave great weight to his words, for his views were always sound, and he never expressed an uninformed opinion.

It is impossible to dissect the character of a friend who has passed on, and to say, "This was the thing I liked most about him." But surely one of the outstanding characteristics of WILLIS SMITH was his unswerving loyalty. He was

loyal to his God and to the country; he was loyal to his friends, in an almost selfless way; and he was loyal to the great ideas which had captured him, as great ideas capture all great men.

His word was good. It was never necessary to worry about tricks of phrasing in reaching agreement with him. He always knew the substance of the thought he was conveying and the boundaries of the assurance he was giving; and one knew he would never quibble over a commitment once given, though informally, any more than he would have repudiated his pledged word—an act which, to WILLIS SMITH, would have been unthinkable.

WILLIS SMITH had a tremendous capacity for work. It was bound up, somehow, with the cheerful willingness to serve which was so characteristic of him. He would take on a job as part of his duty, or to please a friend; to right a wrong, or just because it needed doing. Whatever he undertook, he carried forward with rare skill, fine tact, and an energy and industry which seemed boundless. He was almost the epitome of the busy man who can always find time for one more worthwhile task.

Mr. President, the words we speak at the passing of a friend are only random readings from the memoranda etched on the tablets of our hearts; they never tell the whole story. So I know that the few brief remarks I have made here today are woefully inadequate to do justice to the life and character of WILLIS SMITH. That would still be true even if I were to talk at much greater length. He was a true patriot, a fine American; his was a fine mind, a noble spirit, a great heart; he was a true friend. His passing leaves in each of many lives a void which shall not again be filled.

Mr. President, in closing, let me say that I am reminded of the lines by Sir Thomas Moore, when he wrote:

> You may break, you may shatter the vase if you will,
> But the scent of the roses will hang round it still.

So, in this Chamber there will be reminder after reminder of the great character and of the great man who has been called away from us.

Mr. MARTIN. Mr. President, I rise to join in the sentiments expressed by my colleagues on the tragic loss we have suffered in the untimely passing of WILLIS SMITH.

I did not have the honor of knowing Senator SMITH until he became a Member of this body. However, I knew that he was an outstanding lawyer and that he had been honored by the American Bar Association by being elected its president. Senator SMITH had been with us only a short time when we began to appreciate his outstanding Americanism, his thorough understanding of our form of government, and his courage to stand up for its ideals.

Senator SMITH served his State in its legislature and his Nation in the armed services.

Senator SMITH was a busy man, a very able man, and an extremely good man. He respected the rights of others, regardless of their position in life.

I share the profound sense of sorrow that fills this chamber. I shall always cherish the memory of my association with WILLIS SMITH and the inspiration I received from his patriotic Americanism.

The sincerity and loyalty of his distinguished service to his State and Nation were outstanding characteristics which we shall always remember.

My deepest sympathy goes out to those who are near and dear to him. I pray that the burden of their woe may be lightened by the courage and strength that God alone can grant in this time of their great bereavement.

Mr. HOLLAND. Mr. President, I arise to express briefly but from a full heart my sense of great personal loss because of the sudden and untimely passing of our late colleague, Senator WILLIS SMITH, of North Carolina. His distinguished career as a soldier, lawyer, civic servant, public official and

splendid Christian gentleman is so well known that I shall mention only a few of the high lights. As a truly great lawyer and leader of his profession, his high stature was recognized in many ways, but particularly by his elevation to the office of Presdent of the American Bar Association, in which he rendered outstanding service. In the civic and educational field he found many opportunities to leave indelible impressions of his usefulness and his high character. I mention only one illustration: His occupancy since 1946 of the responsible post of chairman of the board of trustees of Duke University. In State government he held a high place, serving years ago as Speaker of the House of Representatives of the North Carolina Legislature. In the last 2 years and 7 months as a United States Senator he has earned a permanent place of high regard in the Halls of Congress. That he was not only respected but also dearly loved by his friends and neighbors was clearly manifest to those of us who were present at his home city, Raleigh, N. C., where he was laid to rest last Sunday afternoon in the presence of thousands of his sorrowing fellow citizens.

Here in the Senate, WILLIS SMITH was always and in the fullest sense a Senator of the United States, placing foremost the interest of our Nation and translating into words and action his deep concern because of the grave dangers, internal and external, which he sensed were assailing the prosperity and the essential character of American institutions, and threatening the continued existence of his beloved country. One who later analyzes his infrequent but able and convincing speeches on the floor of the Senate and his tireless work in committee must come inescapably to the conclusion that he felt that his highest duty as a Senator of the United States was to oppose vigorously every national trend which he felt in his heart was paving the way for our internal decay or our external destruction. Keenly conscious of the dangerous days in which he lived, his every thought and act was concerned with serving our Nation in those

vital fields where he felt its prosperity, its best traditions and its very existence were in danger.

It was my great privilege that our Washington apartment homes were under the same roof, which gave to Mrs. Holland and I the opportunity to know him well and to observe his high mindedness, his devotion to duty, and at the same time his exemplary qualities as a husband and father who lived up to the finest traditions of American family life. Our heart-felt sympathy and affection go out to his devoted wife, his three splendid sons and his lovely daughter, whose loving devotion to each other and to the head of the family made their home one of which we shall always have tender and appreciative memories. Knowing as I do, the bonds of friendship and mutual esteem which existed between WILLIS SMITH and his distinguished senior colleague [Mr. Hoey] who has always been my next neighbor on the floor of the Senate, I voice also my deep sympathy to him in what I know has been his grievous personal loss.

Mr. WILEY. Mr. President, I was in New York when the news came that our colleague, WILLIS SMITH, had passed on. I could not believe it at first, since it was only last summer that he and I were engaged on behalf of this body in the inspection of a number of refugee camps in Europe. We traveled in an open boat up the Adriatic Sea to Trieste. The boat was nearly swamped. Throughout Europe there was an inimitable sense of humor evidenced by Senator SMITH. So the sad news that WILLIS SMITH had gone to his everlasting reward came as a shock to me. He is no longer with us, but we can stand in the Senate and reiterate our faith that there is no death, that this little journey on earth for a few years more or less is but a kindergarten to prepare us for the graduating class, perhaps eons and eons from now.

Mr. President, I should like to add my word of tribute to this fine friend, statesman, and Senator. In the little less than 3 years I had known him, I had not only come to have

respect for him, but also, on our trip abroad, we became so friendly and close that our relationship was more like that of brothers. We had no trouble about anything. In him there was always a bubbling overtone of confidence and joy and health and vigor; and there was always a sense of humor. He loved life and lived it to the full.

As has been said, WILLIS SMITH was a very able lawyer, a very great American, a fine Senator. I first came in contact with him in the Senate Judiciary Committee. His work on the Internal Security Subcommittee, the Alien Property Subcommittee, and the Immigration Subcommittee contributed immeasurably to the progress made by those groups.

I had the pleasure of serving with WILLIS SMITH as a delegate to the Interparliamentary Union Conference in Berne, Switzerland, last year, at which time I noted his keen understanding of our foreign problems and his wonderful ability to mix with people. I often think that what we need in our foreign relations is to have representatives abroad who, like WILLIS SMITH, have the common touch, the ability to reach the heartstrings of people, as it were, to exchange at first, perhaps, merely commonplace ideas, and then to go on to a discussion of principles. In all my contacts with WILLIS SMITH, I did not always agree with him; and in America it is a good thing that there is a difference of opinion. If we were all to agree, if we were all to hold to one line of thinking, whether political, economic, or religious, there would be lacking that clarification which comes as a result of the impact of ideas upon ideas.

Yes, Mr. President, WILLIS SMITH was, as has been said so eloquently today, a gracious, courteous, and polite man, a wonderful father, a devoted husband, and a legislator who was always willing and eager to hear the facts when any subject was under discussion. Then he was ready to weigh the facts, and to comment judiciously upon them. It has been said that WILLIS SMITH possessed the finest type of legal

talent the American bar has been able to produce. That of itself is a magnificent encomium, indeed.

As has already been said, he had a deep reverence for the Constitution of the United States and deep convictions as to the imperative necessity of maintaining and retaining a government of checks and balances. He always respected the views of other persons.

WILLIS SMITH occupied many important positions. He had about him a deep and sincere sense of humility. I think the word "humility" characterizes WILLIS SMITH when he was with us in the flesh better than does any other word. Despite all the honors which had been conferred upon him, he was a humble follower of the great principles of life. He was a hard worker, conscientious, devoted, and willing to take on any task. He was a team player who worked well with his colleagues on both sides of the aisle, because he did not take a partisan viewpoint on great issues of our times; he took an American viewpoint.

Mr. President, while he has gone on, he has embarked on the journey we all must take at some time. The memory of his comradeship, his fine ability, his intelligence, will remain with us. We know that the message he has left with us is to carry on.

So, Mr. President, we say hail and farewell, WILLIS SMITH, thou good and faithful servant of thy country.

Mr. BYRD. Mr. President, WILLIS SMITH was born a Virginian, at Norfolk, and Virginians mourn his loss with profound sorrow.

He lived in North Carolina, at Raleigh, and Virginia extends her sympathy to her neighbor.

He died in the Capital in the service of his Nation, for which he believed there is great destiny. This belief he once expressed in these words:

> We may say for our country:
> I do not know beneath what sky
> Nor on what seas will be thy fate;
> I only know it shall be high;
> I only know it shall be great.

WILLIS SMITH

America has suffered a great loss in his passing. Few men, in so short a time in the Senate of the United States, have established the reputation for great ability and supreme character which WILLIS SMITH enjoyed among his colleagues who, working with him, quickly came to know him in his true splendor.

Although he was known most widely among those of his profession for his great contributions in the field of jurisprudence, the leadership of Senator SMITH was versatile. He rose to the presidency of the American Bar Association, but likewise his direction was sought in the fields of business, insurance, education, public welfare, and State and National Government.

He was a legislator whose service in the North Carolina Legislature, where he rose to the office of speaker of the house as well as in the senate, was characterized by the rare combination of ability for scholarly approach, masterly analysis, effective action, and for distinction between dispute and distrust.

He was a faithful husband and father in a family who, in this hour of bereavement, may find comfort in the knowledge that to know him was to love him, and that he will always live in the hearts of those who knew and loved him.

He was a lawyer who believed that justice was the "practice of dealing uprightly and equitably with others," and he exhorted those of his profession to fight for justice under the law, to help save mankind from its own destruction, to inculcate in the hearts and minds of men the spirit of justice, and to answer affirmatively that searching query, "Am I my brother's keeper?"

In law and government he adhered steadfastly to fundamental protection of the rights of men against the caprices of rulers.

Always recurring to the fundamentals of Christianity, the law, and orderly government, he lived in the hope, to which he directed his efforts, that out of the tragedy of wars would

come "some system of a rule of law that will shackle, if not destroy, the despots and protagonists of force; that will tend to produce stability and peace on earth."

This cardinal hope of his life was realistically summed up in his closing speech as president of the American Bar Association, when he said:

> I have no illusion about the difficulties ahead. There are always those who desire no law that will curb their own activities; who prefer their own way to the composite judgment of many; who know how to play upon the cupidity and emotions of the common man who always suffers most in every struggle.
>
> There are still some who make a profit out of war, or so they think; not merely financial profits, but a realization of their aims to conquer and rule by force. In a world of human frailties, of suspicion and distrust, we can only hope for a slow process of development that may some day attain the desired results.

The story of a man's life is never completely told by the offices he holds, or the honors he receives. It is only partially told by the things he does in the public view.

Perhaps there is nothing so revealing of a man's beliefs, his loyalties, his convictions, and his hopes as the intimacy of association in the Senate of the United States. We know that WILLIS SMITH'S great purpose in life was to help "give the people of the earth, who love life and joy, something of that protection of law that will yield other than a mere thanatopsis."

There is a special immortality about the kindly service and the humble ministration which characterized the words and deeds of WILLIS SMITH. In him there was no hatred, no greed, no ignobility, no base contempt of sect or creed. He was a man consecrated to noble virtues for which he worked with ceaseless zeal, and with dignity, simplicity, and integrity.

He was a man who served his Nation and his generation in the Armed Forces of his country, in the profession of his calling, in the State of his residence, and in the legislative branch of his National Government—all with the distinction

of a man with high principles and patriotic devotion. The measure of his greatness was a frank honesty always tempered with a willingness to listen to the views of others.

WILLIS SMITH was my devoted friend and I was his. I shall treasure his memory as long as I live. We are told that we are the composite of all we have met. If that is true, I am a better American for having known WILLIS SMITH.

If the strength of this Nation lies in the men it breeds, America is greater for the faith and character of such men as Senator SMITH. His was a life and service for the emulation of all who follow him.

Mr. SMITH of New Jersey. Mr. President, it was partially because we shared the same name that Mrs. Smith and I felt very close to Senator and Mrs. WILLIS SMITH. We were together at the Wardman Park Hotel. I saw the Senator almost daily, going out or coming in, and I felt a sense of intimacy with him.

I wish to pay tribute to a man whom I esteemed as a valiant and courageous colleague; one whose high principles committed him to great service for his country; a man who drove himself beyond his physical endurance and whose untimely death has brought sincere grief and regret to his friends. Death is simply the cessation of life on this planet, and Senator SMITH, as a member of a Christian church, would have told us that it is not the end.

For all too brief a period WILLIS SMITH occupied a prominent place in this body. A native of Norfolk, Va., he early showed his mettle by working his way through college, at the same time becoming top man of his class, as well as an outstanding athlete. As one who has had no inconsiderable experience in the exacting little world of the campus, I may observe that when a lad displays such qualities during the formative years, you watch him. It is one of the most rewarding experiences of life to behold the youth of promise emerge into the man of fulfillment.

As one glances over the bare facts of WILLIS SMITH's career, even the necessarily brief summaries in the usual books of reference make up a formidable record. A lawyer, a soldier, a legislator, an official representative of his Government in an international organization, a recognized authority in the field of taxation, an authority on judicial procedure, a director of great industrial and insurance corporations, an outstanding member of bar associations, State, national, and international; finally, a Senator of the United States representing a State he had long conspicuously served—all these make a career, a page of achievement, of which Americans can be proud, regardless of political affiliation.

Now, at the age of 65, he is removed from the world by death. One may say of WILLIS SMITH that he shortened his life to lengthen his influence. While overtaxing his physical capacities, he stood up for what he believed in rather than succumb to pressures or principles to which he was personally opposed.

A man of infinite integrity, WILLIS SMITH courageously sacrificed himself to serve his country. We, his friends and colleagues, can assure the people of the great State he so ably and faithfully served of our long remembrance and esteem for one who dwelt all too briefly with us.

To his beloved wife and family my wife and I tender our deepest sympathies.

Mr. STENNIS. Mr. President, I wish to subscribe to the very fine tributes to the life, character, and public service of our late friend and colleague, WILLIS SMITH, of North Carolina, who possessed many fine virtues. I shall mention briefly an outstanding quality I saw in him, and I think any words concerning him ought to begin and end with emphasis on this quality.

WILLIS SMITH was primarily a man of character, a man to whom principles meant something. He was truly a servant of the people. In carrying out the will of his people, their

will on a given subject had first to square with the principles in which he believed; otherwise, he could not follow it.

WILLIS SMITH was a true patriot, according to my understanding of that word, in that he looked upon his country as something to love and to serve, not something which afforded an opportunity to better his own position, or an opportunity to barter or traffic for personal gain. He placed first the eternal principles of service to our Nation, and reflected those principles in the Senate to the encouragement and inspiration of all of us.

I wish to mention, too, how impressed I have been with his family, particularly with Mrs. Smith, whose maiden name was Anna Lee. For almost 35 years Senator SMITH and Mrs. Smith walked the path of life together, sharing all its burdens and triumphs. I know that Mrs. Smith was a source of constant inspiration and help to him during his career. To my mind, as a wife, as a mother, and a lady, she represents the very finest in American womanhood.

As we visited in their home on Sunday, I was most favorably impressed with the three fine sons, Willis, Lee Creecy, and Alton Battle, and also with the charming daughter, Anna Lee. I thought that even though individual life comes and goes, the stream of life flows on; and in those fine representatives of our dear friend the stream of life will continue to flow on with character, with new vigor, and new vitality, all worthy representatives of their parent. They give us encouragement as our country faces the future.

I shall mention something of the spirit of the funeral service. The two ministers who led our thought on that occasion reflected the sentiments of the occasion in speaking briefly on some of the noble virtues of Senator SMITH, and in a most elevating, inspiring way presented to us his lofty ideals and paid tribute to his high character.

This was the second occasion on which I have looked into the faces of the people of North Carolina at a time of sadness among them. I saw in them well-marked lines of character

and an affirmation of faith in our way of life. I saw people who are not excelled anywhere in the Nation, people who believe in our form of government and its basic principles. I thought how well our friend reflected those great principles in which they and he believed. Those same people are fortunate to have their ideals and principles so well and ably represented and reflected here by the senior Senator from North Carolina [Mr. Hoey].

I join with all in expressing our profound sympathy to the family of WILLIS SMITH, but I believe we can assure them that in some respects they will continue to have him with them. In many ways, the children will be more influenced since the passing of their father than they were during his lifetime, because they will cherish and heed even more the fine, cardinal principles he represented and taught to them.

I feel certain that the God whom WILLIS SMITH served so faithfully and manfully affords an eternal resting place for his soul. We can well follow his matchless example.

Mr. HENDRICKSON. Mr. President, like my colleagues, I rise today with a heavy heart, but I rise also, as the Senator from Virginia has so well said, a better American for having had association and companionship with WILLIS SMITH.

Before today's eulogies have faded into these historic walls—but not, I know, from our collective memories—there will be a great deal said about WILLIS SMITH's great record of service to his people, to his country, and to his legal profession.

WILLIS SMITH, the renowned attorney, the former head of the American Bar Association, the representative of his country at international conferences—all these accomplishments and others have been and will be eloquently discussed by his colleagues today and in the years to come.

I would direct a few moments of the Senate's time this morning to the memory of the WILLIS SMITH whom we all knew as the gracious, kindly Christian servant and gentleman who had been with us too few years.

His devotion to the task before him; the care with which he performed his duties to his beloved people of North Carolina and to the country at large, will always remain in the memory of those of us who worked intimately with him.

Mr. President, the Raleigh News and Observer on Monday morning, June 29, reported the funeral services for this gentle friend with real simplicity.

There were two things about that newspaper account which I found particularly striking. One was the reference to the brief and simple service conducted by Dr. Howard Powell, pastor of the Edenton Street Methodist Church, of which Senator SMITH was a member.

The other reference was to the flag-draped casket as it moved up the church aisle.

The flag referred to, Mr. President, points up WILLIS SMITH's great devotion to country—the church, his dedication to Christian service; "the brief and simple service," recalls to mind the simplicity of person, and, all too remindfully, Mr. President, the brevity of his life on this troubled earth.

His people needed his vigor and dedication to purpose so badly that he will be surely missed by them. How valuable that vigor has been to us, Mr. President, and how difficult it is for us to lose him when his rich and able service was only beginning.

WILLIS SMITH and the junior Senator from New Jersey were members of the Committee on the Judiciary.

It was while on an official visit to the countries of Western Europe as members of the Subcommittee on Immigration that I came to know WILLIS SMITH and his charming wife intimately.

We were together in France, Germany, Italy, Switzerland, and England.

That trip, during which we studied the refugee situation in Free Europe and the overcrowded conditions which abound there, clearly reflected the differences in approach to several public questions which separated WILLIS SMITH and myself on issues.

We differed on immigration questions, and we differed on other policy matters as well.

But, Mr. President, there never was a more understanding companion and more able student of government than the WILLIS SMITH who shared the burdens of that tiring journey with the members of the Immigration Subcommittee.

His contributions to the outcome of that mission were many. Always challenging, stimulating, and just—his counsel and advice were both profound and inspiring. It could not be otherwise, Mr. President, for it was dedicated by a scrupulous conscience.

I shall always carry with me, Mr. President, the wonderful memory of a man and his good wife who comported themselves with great dignity, kindness, and charity in all their personal relationships during a long and arduous trek.

We who knew him and served with him are aware of what his loss means.

Mr. President, the courage of the soldier which he was during World War I; the great legal mind which made WILLIS SMITH stand out in the proud ranks of his fellow lawyers, were only part of the makeup of dignity and kindliness which was the real mark of a man and a great public servant.

Mrs. Hendrickson joins the junior Senator from New Jersey today as he endeavors to convey to the lovely wife and splendid family of our departed colleague our deepest sympathy.

Mr. President, I say again that we shall all be better Americans, better Christians, and better Senators for having had in our midst the inspiring presence of WILLIS SMITH, whose memory will ever remain in our hearts.

Mr. MCCLELLAN. Mr. President, it is with a sad heart that I join in and associate myself with the beautiful sentiments and the eloquent tributes which have been paid this morning to our departed friend and colleague. I cannot

add greatly to what has been said, but I join in all the beautiful expressions, so true and so sincere, of those who have spoken so eloquently before me.

It was not my good fortune or privilege to know Senator SMITH before he came to the Senate, as some other Members of this body knew him. But one did not require a long acquaintance with Senator WILLIS SMITH to know and appreciate the true values of solid character and high ideals and principles which marked his daily life and conduct.

I did not have the opportunity to work with him on committees, not being a member of any committee on which he served, but our acquaintance soon ripened into friendship. I was with him on many social occasions in his home, and he visited in my home. We frequently talked about the important measures being considered by the Congress, particularly the legislation being considered by the Judiciary Committee of which he was a member—measures which affected the security of our country, measures which were designed to protect our security.

I have never talked with anyone who was more devoted or more consecrated to the task of enacting legislation which he thought was for the good of his country, and the welfare of the people.

I shall not dwell at length upon my feelings, but I may say that, by reason of having known him, and by reason of association with him, I feel—as I am sure every other Member of this body feels—that I have been inspired with greater devotion to country and to higher ideals of service. The memories of his sterling qualities and his warm friendship are enshrined in the hearts of all of us. To his widow and family Mrs. McClellan and I extend our profound sympathy. They are remembered in our prayers.

Mr. WELKER. Mr. President, I shall speak briefly and extemporaneously. There is nothing I can say which would add to the heartfelt tributes which have been paid to the

memory of our late colleague by distinguished Members of this great body.

Senator WILLIS SMITH represented the State whence my people came. My mother, father, and six brothers were born in his State. When I became a Member of this body I soon came to enjoy a close and intimate friendship with the senior Senator from North Carolina [Mr. Hoey] and Senator WILLIS SMITH.

When I met WILLIS SMITH, his engaging personality seemed like a light shining out of the darkness. He possessed all the splendid qualifications which have been described here today, which make a man truly great.

I was proud to have been classed as one of his personal friends. Like the distinguished and able senior Senator from Virginia [Mr. Byrd], I think my life is better for having known WILLIS SMITH.

He was a lawyer's lawyer. He was a Senator's Senator. I sat by his side in the Judiciary Committee and in the Subcommittee on Internal Security. As a lawyer I learned to admire his mastery of the art of cross-examination—always eminently fair, always profound, and forever seeking the truth.

A few weeks ago I made the statement over a national television hookup from New York that it was my firm opinion, disregarding party affiliations, that Senator WILLIS SMITH, of North Carolina, was one of the greatest men ever to enter this august body. He represented North Carolina and the Nation with the highest distinction.

He leaves to mourn him one of the most wonderful families I have ever had the honor and privilege of knowing. Mrs. Welker, who is 3,000 miles away, joins me in this statement. Mrs. Smith was brave during the hours we spent in that house of grief on last Sunday. All of us who were present admired that courageous lady, together with the little daughter and three fine young sons.

It can well be said that WILLIS SMITH lived a full and complete life. He achieved almost all the honors any man

could receive in this life, and he left the most devoted family a man could possibly leave.

He was a profoundly religious man. I would that those who could not attend the funeral services in Raleigh could have seen the outpouring of people who came to pay their last respects to their friend. Among them were great men and there were poor and humble men. I was very happy that our distinguished Vice President could be present to help us say farewell to WILLIS SMITH, of North Carolina.

Life has its sunshine and its shadows, its pleasures and pains, its happiness and its heartaches. It seems a bit cruel when I reflect that in a little more than two and a half year I have seen four distinguished Americans taken from this body by death.

Mr. President, I like to think of WILLIS SMITH when I recall the words of James Whitcomb Riley in tribute to a friend:

> I cannot say, and I will not say
> That he is dead. He is just away.
> With a cheery smile, and a wave of the hand,
> He has wandered into an unknown land
> And left us dreaming how very fair
> It must be since WILLIS SMITH is there.

I would that the people of the world had heard the sermon preached by the two members of the clergy in the beautiful Methodist Church at Raleigh. Never have I witnessed a more fitting and appropriate service.

In farewell to this great man, who was my friend and the friend of all of us, I may say that he nobly lived and he nobly died, and that to me is the noblest work of God.

In the West, from which I come, we have a saying when we bid farewell to a good friend. I say it now to WILLIS SMITH, who has left us:

> Warm summer sun shine kindly here;
> Warm southern wind blow softly here;
> Green sod lie light, lie light;
> Good night, dear heart, good night, good night.

Mr. FREAR. Mr. President, it has been the misfortune of many Members of the Senate, including myself, not to have been permitted the fellowship of WILLIS SMITH over an extended period of time. My acquaintance with him was for 2½ years.

As the senior Senator from North Carolina [Mr. Hoey] has said in his eulogy, all men are created equal and are equal in death. I may add that the Divine Creator, in His great wisdom, has endowed individuals with varying degrees of ability. Our departed colleague possessed unusually fine characteristics, talents, and virtues, which made him the great American he was and endeared him to all persons who had the privilege of knowing him.

He was a devoted husband and a sympathetic father. Mrs. Frear cherishes the friendship of Mrs. Willis Smith. Mrs. Smith and their children, I am confident, realize the only source of real comfort during these hours of sadness is to be found in the Holy Scriptures, of which Senator SMITH was a student.

Mr. BUTLER of Maryland. Mr. President, I count as one of the rarest privileges of my life the opportunity to have come into intimate contact with WILLIS SMITH. We both came to the Senate at about the same time. Fate decreed that our office suites should be directly across the hall from each other. Later on, when our fine Vice President was elevated to that high office, I took his suite, next door to WILLIS SMITH. Our relationships were very friendly and most congenial. Indeed, we used to exchange constituents. WILLIS would come in with his friends and sit with me and chat, and I would do the same with him.

I served with him on the Committee on the District of Columbia during the 82d Congress, and I served with him on the Committee on the Judiciary during the 83d Congress. I soon learned to love him. I respected his outstanding ability, his high principles, and his devotion to American constitutional government.

He was not a member of the Subcommittee on Constitutional Amendments of the Committee on the Judiciary, but, nevertheless, he spent hour after hour sitting with the committee while it was considering the Bricker amendment and giving of his fine mind and spirit to framing an amendment which in his opinion would protect the basic rights and liberties of the people he loved.

He was a great man and a fine friend. God bless him and his family.

Mr. MAYBANK. Mr. President, many words of respect, praise, and esteem will be said, not only today but in days and years to come, in tribute to the memory of WILLIS SMITH. His sudden passing was a shock to this body and to me personally.

Senator SMITH had not been a Member of the Senate for any great length of time as Senate service is measured, but during his brief term his great spirit made its lasting impression. Having completed only a little more than one-third of his first term, it is remarkable to note the many real friendships which were made by him among his colleagues in this body on both sides of the aisle.

There was little of partisanship in WILLIS SMITH. The best interests of his country always were uppermost in his mind and deed. Faithful always to his party, he was a patriot first.

It has been my pleasure and privilege to know WILLIS SMITH for many years. It was my pleasure to know his charming and gracious wife. I know that even though he is irreplaceable in her heart and in her life, there must be great consolation to her in knowing the moral and spiritual contributions he has made during his lifetime to the welfare of our Nation.

Mr. WATKINS. Mr. President, it is difficult to add anything more to the eulogies which have been uttered for our late esteemed colleague, Senator WILLIS SMITH. I feel that

all of them are richly deserved. I served with him for 2 years as a member of the Judiciary Committee and two subcommittees where we had an opportunity to become acquainted. He was not only an able lawyer and a great statesman, but he had in addition a deep understanding of human nature and good will for his fellows. He was passionately devoted to the defense of the Constitution of our country and of our institutions, but even in his tensest moments, when there was every provocation to retaliate to the charges against the Members of Congress by some witnesses who appeared before the committee, Senator SMITH had a sense of restraint and fairness which impressed us all. I learned to admire him as a fine Christian gentleman, a man with deep convictions, but tolerant to others' views. To know him was to have an abiding affection for him.

As a member of the group of Members of Congress who attended his funeral, I became aware of the great affection the people of the State of North Carolina had for this worthy son who had brought great honor to his State. North Carolina and the Nation are in mourning for WILLIS SMITH. His family have the sympathy of the people of this country, of those who knew him personally, and of those who knew only of his good works by reputation. I join with the other Members of this body in expressing sympathy to Mrs. Smith and the sons and daughter of our late colleague.

Mr. HENNINGS. Mr. President, at a time like this we are deeply aware of the inadequacy even of the most eloquent and sincerest of tributes. This morning, as I sat here and listened to the tributes of devotion of Senators who served with WILLIS SMITH and knew him best spoke from their hearts and with such deep sentiment and sincerity, I was more than ever impressed that in knowing WILLIS SMITH and having been privileged to claim him as my friend that I knew a man who was the embodiment of the American ideal and the true Christian character.

WILLIS SMITH

I was prevented by illness from attending the last services for our friend in Raleigh on last Sunday. I had intended to go with other members of the Committee on the Judiciary and his other friends and colleagues, in order, in that small and humble way, I might pay tribute to a man who shall forever live in my heart as a friend, and because of whose friendship my life has become richer. He was an inspiration to us all.

As many Senators have said today, WILLIS SMITH placed country above party and Christianity above country. His wife and my wife and I are devoted friends, as were he and I. Our families frequently saw each other.

I remember sitting next to him in the Committee on the Judiciary on the Monday preceding his death, and I recall that he told me that ever since he had been in the Senate he had felt tired and fatigued and had experienced a sense of frustration because there was so much to do, so much he wanted to do, and so little time in which to do it. He truly gave of himself without thought of self for the many years of his full life which were devoted to the public service and many worthy activities.

WILLIS SMITH was a man whose idealism encompassed the field of human endeavor. He attained the pinnacle of recognition in his profession as a president of the American Bar Association. As other Senators have said this morning, Mr. President, WILLIS SMITH was a lawyer's lawyer. He believed in the Constitution and in strict adherence not only to the letter but to the spirit of that great document. He believed in his God, and looked to his God for inspiration and for solace. He was a devoted husband and father. Our thoughts and deepest sympathy are with Mrs. Smith and our friend's family.

So this morning, Mr. President, my heart is very full as I try to find words to express my feeling and thought about our departed colleague. We know that these ceremonies today will serve for the rest of our lives to further emphasize

our realization that we knew a man who in all respects represented the best of our American genius and was the embodiment of Christian precept and character. A man of compassion, humility, and warm humanity.

WILLIS SMITH lives forever by his deeds and in the annals of his State and our country.

Mr. CARLSON. Mr. President, I would not wish to let this opportunity pass without paying a very sincere but humble tribute to a personal friend of mine, whom I learned to know only within the past few years.

WILLIS SMITH and I were elected to the Senate on November 7, 1950. Both of us came here to fill unexpired terms. He was sworn in on November 27, and I had preceded him by a very few days. Therefore, it was only natural that we should feel that we were friends together because we entered the Senate together.

I did not have an opportunity to serve with him on committees, but I had the rare privilege of living, for the years we have been in Washington together, at the same apartment hotel. We learned to know each other, as we visited in the lobbies, as we met coming in and going out, and, of course, as we met on the floor of the Senate.

The greatest tribute I can pay to WILLIS SMITH is that he was a true gentleman. He met in every way the definition of a gentleman. He was considerate of others. He was kindly. He was a Christian gentleman. He was a man one loved to meet and to visit with. I need not say, Mr. President, that I shall miss him, as all of us will miss him.

It is true that life is uncertain and that we pass through this life but once. What we accomplish as we pass through this life will be remembered. I think it can truly be said of WILLIS SMITH that the world is a better place for his having passed this way.

To Mrs. Smith and the children, Mrs. Carlson and I extend our sincerest and deepest sympathy.

Mr. FERGUSON. Mr. President, WILLIS SMITH, Senator from North Carolina, came to the Senate but a short time ago. He had had very distinguished service as a lawyer and an able advocate in his State and in the United States. He had served as president of the American Bar Association, the highest office in that organization. He had rendered yeoman service for the bar.

On coming to the Senate, he was assigned to the Judiciary Committee, where his talents fitted him for service. There he was able to render notable service. As a member of that committee until the beginning of this year, I served with him on various subcommittees, as well as on the full committee. His experience and talents as a lawyer enabled him to render unusual service to the members of the committee and to all other Members of the Senate.

Our families became well acquainted. I traveled with WILLIS, on one occasion, to the Interparliamentary Union. He went there, as I did, as a delegate. His activities in the debates of the Interparliamentary Union distinguished him and marked him as an able representative of the Congress of the United States at that meeting.

On all occasions he had a fine quality sense of humor, which he would use in a most skillful way in helping to bring out the point he had in mind. We shall miss him very greatly as a debater on the floor of the Senate. The United States of America will miss his distinguished service and the aid he has given in connection with the enactment of legislation.

This morning I pay humble tribute to this great man and distinguished citizen of the United States and Member of the United States Senate.

Mr. GEORGE. Mr. President, on occasions such as this every Member of this body must be deeply impressed with the deserved tributes which are paid to their former colleagues.

Great men, Mr. President, originate few things in life, after all. The really great men of this world are but the media through which the light shines. If one were disposed to doubt the divine origin of man, it is difficult to see how such a doubt could be entertained when, through the medium of a man, with whatever faults and weaknesses he may have and with whatever virtues he may have been graced, the light of divinity shines.

Senator WILLIS SMITH was a lawyer of distinction. It is unfortunately true that almost all professions tend to become channels beyond which the influence and life of the individual generally are unrecognized and unknown. That is not true in the case of WILLIS SMITH, because he always seemed to be deeply imbued with a sense of civic responsibility. As a trained lawyer, and a great lawyer, he had received the discipline which enabled him to be of particular service not only to his State, but also to the Nation and to the world.

I think Senator SMITH's outstanding greatness is perhaps to be found in the concept which inspired Bobby Burns, when he said:

> To make a happy fireside clime
> To weans and wife,
> That's the true pathos and sublime
> Of human life.

But undoubtedly as a statesman WILLIS SMITH's greatness was in his strong devotion to the institutions of his country, to the institutions of a free Nation and free land. Above most of his associates, even in the Senate of the United States, Senator WILLIS SMITH knew that our institutions were not of divine origin, strong as his faith in the divinity of all things good may have been. He knew and recognized that our political, economic, and social institutions were not made with the mountains, that they are not one with the deep. Men, not God, designed them; and men, not God, must maintain them.

WILLIS SMITH was devoted to the institutions and the principles that have made us a great people, and thus he himself became a trusted servant of the people—a servant, even as all great men are, since it is in becoming the least among all our fellow beings and in serving our fellow men that we find the greatest compensation in life.

It is singularly true of Senator SMITH that he was highly esteemed by all the Members of the Senate and by all who knew him. All held him in great respect; in him all had great confidence. They found in him no guile. He did not possess the cheap trickery which sometimes leads the best of men to think that there may be some virtue in false pretense.

WILLIS SMITH possessed those elements to which his colleagues and intimates in this body have today paid sincere tribute. He possessed the simplicity of character and the strong faith in his God, in his country, and in the institutions of his country, that gave him a place of distinction even in a body of distinguished men, who have tried to do their best, in all instances no doubt, to serve their day and generation well.

The great State of North Carolina has lost a truly great son; a loving and devoted wife and family have lost a great husband and father; the Senate of the United States, and the United States itself, have lost a great public servant—great because of his simplicity of character, his strong devotion to duty, as WILLIS SMITH conceived his duty to be, and the service he rendered to his fellow men.

Mr. ROBERTSON. Mr. President, the junior Senator from Virginia does not feel that he can add anything worth while to the beautiful tributes that have been paid to our departed friend and colleague. The junior Senator from Virginia, however, would be false to all the promptings of his heart if on this occasion he did not say at least a word in tribute to the late Senator from North Carolina.

Mr. President, WILLIS SMITH was born in Norfolk, Va., only a few miles from the spot where in 1607 a little band of storm-

tossed travelers made a landing and became the founders of the first permanent English settlement in the Western Hemisphere.

I believe it is significant to recall on this occasion that the first act of the settlers who landed at Cape Henry was to erect a cross and then on their knees to give thanks to Almighty God for their safe voyage and ask His guidance for their future conduct.

It is my conviction that the whole course of American history, as we know it, was influenced by that act and by the similar devotion to religion of those other pilgrims who landed on the shore of what later became Massachusetts because, as Daniel Webster said:

> We are justly proud of being descended from men who have set the world an example of founding civil institutions on the great and united principles of human freedom and human knowledge. To us, their children, the story of their labors and sufferings can never be without interest. We shall not stand unmoved on the shore of Plymouth, while the sea continues to wash it; nor will our brethren in another early and ancient colony forget the place of its first establishment, till their river shall cease to flow by it. No vigor of youth, no maturity of manhood, will lead the Nation to forget the spots where its infancy was cradled and defended.

The philosophy of ancient Greece was "know thyself" and of ancient Rome "discipline thyself." Neither of these proved sufficient to endure. But the philosophy upon which the new experiment in government was founded in America was the Christian principle, "give thyself," and the blessings of the democracy we now enjoy were bought with the blood and toil of the Founding Fathers who accepted that obligation.

We are inheritors of that precious gift we call constitutional liberty largely because our forebears were willing to put service to their country and to their fellowmen above self. And we are specially indebted to the tradition of early Virginia which produced George Washington, Thomas Jeffer-

son, James Madison, George Mason, Patrick Henry, and others like them who regarded the participation in public affairs as a duty and a responsibility as well as a right and a privilege. They felt that the business and professional leaders should undertake this responsibility rather than leave it to those who had so few affairs of their own that they had time to spare for Government.

It is pertinent to mention this today because WILLIS SMITH exemplified so well the tradition of the area from whence he sprang. He was only 2 years of age when his father died and his mother took him to the neighbor State where he grew up and began his public service, but I am sure that the mother from whom he received his early schooling implanted in his character those traits which made him follow in the footsteps of former great Virginians who dedicated their lives to public service.

The principle of unselfish service to which I have referred was reemphasized for him by the Christian influences of Trinity College and he showed his devotion to that institution, which later became Duke University, by serving 24 years on its guiding board and becoming chairman of that board. He was truly, as President Edens of Duke said, one who had a "remarkable understanding of academic climate," and "a man of complete integrity," and as Governor Umstead characterized him "a Christian gentleman."

After working his way through college WILLIS SMITH entered the practice of law and his success in his chosen profession was indicated not only by the financial return, which put him in the top bracket of the attorneys of his State, but also by his selection in 1946 as President of the American Bar Association.

He never was satisfied, however, to confine his efforts to his business or even to his volunteer educational and civic activities. He acknowledged his feeling of obligation to serve the public by being elected to the North Carolina House of Representatives in 1926 and within 4 years had won such

recognition that he was chosen as speaker of that body. Later he was a chairman of a State Democratic convention and a delegate to a national convention and 3 years ago he answered the call which brought him to the United States Senate.

His service here involved financial sacrifice, but he, like many other Members of this body, preferred the sense of accomplishment to more material rewards and devoted himself wholeheartedly to what he described as the championship of southern democracy.

Recognition of his efforts was indicated by such editorials, following his untimely death, as the one in the Roanoke (Va.) Times, which described him as "one of the ablest lawyers" in the Senate and "one of its stanchest conservatives."

The Greensboro Daily News also said of him: "He lived a full life and died as a result of overwork in the service of his country."

That statement was in recognition of the fact that he had persisted in carrying the full burden of his duties in spite of two earlier warning attacks and that during the last 20 days before he was finally stricken down he had delivered 24 speeches.

Truly, it can be said of him, as Pericles said of the young men of Athens who died at Thermopylae, that he gave his body for the commonwealth. And I believe it also may be said of him, as Pericles said of those young men of long ago, that he will receive for his memory "praise that will never die, and with it the grandest of all sepulchres, not that in which their mortal bones are laid, but a home in the hearts of men, where their glory remains fresh to stir to speech or action as the occasion comes by. For the whole earth is the sepulchre of famous men; and their story is not graven only on stone over their native earth, but lives on far away, without visible symbol, woven into the stuff of other men's lives."

I think we might also describe WILLIS SMITH, as Tennyson did the noble King Arthur:

> Not swaying to this faction or to that;
> Not making his high place the lawless perch
> Of winged ambitions, nor a vantage ground
> For pleasure; but through all this tract of years
> Wearing the white flower of a blameless life.

Mr. JOHNSTON of South Carolina. Mr. President, we have lost one of our most beloved colleagues. It was my good fortune to have known WILLIS SMITH a great many years, but since he has been a Member of the Senate of the United States I have been very close to him. During this particular year he served on the Judiciary Committee, of which I am also a member. We served together on the Subcommittee on Internal Security. On that committee I was with him daily. During that time, like all other persons who have come in contact with him, I learned to love him.

Mr. President, through the hourglass of time the sands of a noble and distinguished life have passed. Senator WILLIS SMITH, our able and beloved colleague from North Carolina, has been summoned to his eternal home.

It is still too soon for any one of us to realize fully the scope of our loss. We are too stunned and shocked. But we are certain that we have lost one of the most competent, judicious, and kindly Members ever to serve in this great legislative body.

As Senators know, very soon after his arrival in the Senate we are able to measure the ability, the character, and the equipment of a Senator. Few men, however, have been elected to the Senate who were as extraordinarily well-qualified as WILLIS SMITH. His accomplishments in the field of law alone had already made him the envy of practicing attorneys, as well as of eminent jurists. Undoubtedly, one of the finest honors ever bestowed on our late colleague was his election to the office of president of the American Bar Association. Later he served as an observer at the Nuremberg trials. In 1951 he was United States delegate to the Inter-

parliamentary Union meeting in Istanbul, Turkey, and in 1952 he served as chairman of the same meeting in Bern, Switzerland.

There are actually scores of honors, including his appointment to high posts and awards of merit, which have been paid WILLIS SMITH. Time does not permit me to recount them all on the floor today. But I do wish to say something of what he did in the Senate.

Perhaps the greatest work he performed while he served as a Senator was his fight against communism. His service on the Internal Security Subcommittee will always be remembered, for, perhaps in that capacity, his great legal talent was put to its greatest test. With patience and courtesy, he pressed hard those in the service of the Kremlin and international communism who would destroy our American way of life. No hostile witness ever felt secure under WILLIS SMITH's expert legal examination.

I well remember his haunting words before the Daughters of the American Revolution earlier this year, and they stand before us today as a dramatic challenge:

> My native land. Your native land. It has meant aspiration and hope. It has meant relief from repression. * * * We may be sure that if we do not protect ourselves and our people, that there are no other people on earth who will protect us. We may be sure that few, if any, other nations have even in the slightest degree the altruistic ideals that we have maintained, that have the missionary zeal and spirit which has possessed Americans. * * * Let us ever remember that we ourselves must guard our own liberties, and by so doing we will promote the peace of the world.

Those are Senator WILLIS SMITH's prophetic words.

Mr. President, the death of our fine colleague brings to my mind some beautiful words I learned long ago:

> A good man never dies;
> In worthy deeds and prayer,
> In helpful hands and honest eyes,
> If smiles and tears be there;
> Who lives for you and me,
> Lives for the world he tried to help;
> He lives eternally.
> A good man never dies.

Mr. SMATHERS. Mr. President, it is with a deep sense of personal loss that I join in contemplation of the passing of our beloved comrade, WILLIS SMITH, and I experienced a deep sense of humility and genuine feeling of inadequacy in attempting to put into words an expression of tribute to the character and accomplishments of this great man during his life.

WILLIS SMITH and I came to the Senate in the same class, so to speak, having been nominated by the electors of our respective States in primaries and elections during the spring and summer of 1950. We have served together in the Senate for the past 2½ years, and we have labored on many common causes and worked toward many common objectives.

We had many things in common, but of intimate importance to us was the fact that our families came from the same picturesque and inspiring areas of the United States which has such a great tradition and heritage—the mountains of western North Carolina. The grief-stricken widow was born and reared at Waynesville, which city is the birthplace and ancestral home of my own parents, and the place to which my own family returns every year for rest and inspiration. So I felt close to WILLIS SMITH because of the common background which we shared, and it was upon this basis that we readily formed a warm friendship when we became acquainted.

I first met WILLIS SMITH in 1935 when, with him, I attended the meeting of the American Bar Association at Los Angeles, Calif. I was attracted to him at the time by his warm congeniality, his manly bearing, and the unmistakable manifestations of the great talent and majestic character which marked his being and his everyday manner.

I quickly formed the impression at that time that this occasion had afforded me the privilege of entering the realm of a great man and a patriotic American, an outstanding man whose convictions and understanding of basic democracy

inspired those about him, a Christian gentleman who embodied the virtues which only those with Godly vision can hope to obtain.

Throughout the years since that first meeting my initial impression of the lofty character and splendid aims and attainments of our noble friend, WILLIS SMITH, has been strengthened and enlarged. He has been an inspiration to me, as a younger man learning from his precept and example. His life and his career of devotion to duty and Christian service will ever be remembered by those who knew him and could understand the high and noble motives of his life on this earth.

The VICE PRESIDENT. If Senators have now concluded, the Chair would like to add a personal word to the eloquent tributes which have been paid to WILLIS SMITH.

It was my privilege to know him perhaps better than did many Members of the Senate. Like the Senator from Kansas [Mr. Carlson], I became a Member of the Senate at the same time Senator SMITH entered upon his duties here. His office was next to mine in the Senate Office Building. He was chairman of the board of trustees of the university at which I received my law degree; and from the day when I arrived in the Senate I considered him always not only as a friend but as a counselor to whom I could go for advice on the issues with which we are daily confronted on the floor of the Senate.

I am sure the Senate has been impressed today, as our guests in the galleries must have been, by the tributes that have been paid to WILLIS SMITH. I should like to call attention particularly to the completely bipartisan character of those tributes. Just as many Senators on the Republican as on the Democratic side of the aisle have joined in eulogizing the life, character, and public service of Senator SMITH. It seems to me that this very fact is not only a tribute to this great legislative body, in which men and women may

disagree and still be friends, but it is also a tribute to our departed colleague. Senator SMITH possessed great ability, a quality which is respected in this body. His towering intellect, his sterling character, and his unimpeachable honesty marked him as a man among men. Whenever he rose to speak, which was not often, we knew that he was speaking always in the interests of his State and of his country, without regard to partisan or political considerations. It is a tribute to the quality of the man that he had the graciousness and gentleness of character which allowed him to disagree with his colleagues and still work with them in the friendly manner which was his, and for which we loved him.

As these tributes come to a close all of us must have been impressed by the fact that no man could have left more enduring monuments to his life than did WILLIS SMITH. His chosen profession was the law. He served as president of the American Bar Association and rendered great service to his fellow lawyers in that position. He was chairman of the board of trustees of a great university, much of the development of which has been the result of his leadership. He leaves a wonderful family, to whom deserved tribute has been paid on the Senate floor today. He also leaves his friends and colleagues in the Senate; and I think all of us will agree when I say that we can be thankful that the great spirit of WILLIS SMITH will always be with us, and that we shall be better servants of the people and of the Nation for having known him.

Proceedings
in the
House of Representatives

Proceedings in the House

FRIDAY, *June 26, 1953.*

A message from the Senate, by Mr. Ast, one of its clerks, announced that the Senate had passed the following resolution (S. Res. 122):

Resolved, That the Senate has heard with profound sorrow and deep regret the announcement of the death of Hon. WILLIS SMITH, late a Senator from the State of North Carolina.

Resolved, That the President of the Senate and 25 Senators, the latter to be appointed by the Presiding Officer of the Senate, be constituted a committee to attend the funeral of the deceased.

Resolved, That the Secretary communicate these resolutions to the House of Representatives and transmit a copy thereof to the family of the deceased.

Resolved, That, as a further mark of respect to the memory of the deceased, the Senate do now adjourn until 10 o'clock antemeridian tomorrow.

Mr. COOLEY. Mr. Speaker, I have a very sad message for Members of the House. In the quiet hours of the morning, at the Naval Medical Center at Bethesda, my most distinguished constituent passed away. The great soul of the junior Senator from North Carolina, Hon. WILLIS SMITH, winged its way beyond the twilight's purple vale to dwell in that blessed land behind the stars. His sudden death reminds us that "the wings of man's life are plumed with the feathers of death."

A few short hours ago he lived and loved and labored in the strength and vigor of health. By the magnificence of his life and the accomplishments of his labors he has endeared himself to a multitude of friends in this and in other lands. Now in the golden hour of his great life and at the very pinnacle of his career, he has been taken from us. Our State has sustained a great loss and our Nation has

lost a great citizen. The dignity of truth and the majesty of justice directed the course of his life. He was courageous and incorruptible and ever fearless in the performance of every public trust. In every one of his assignments he has acquitted himself ably and well and with honor and distinction. From an humble beginning he rose to the heights of his ancient profession and was elected president of the American Bar Association. In this assignment he served with outstanding ability; he also served in the legislature of his native State and became speaker of the house of representatives and then gracefully retired to the practice of law and became the senior member of one of the leading law firms of our State. As a distinguished Member of the United States Senate, he has applied himself diligently, honestly, and courageously to the discharge of all of the duties of that high position. No one can ever say that he has ever yielded to the insidious appeals of political pressure. He was a man of convictions. He was fair and forthright and made up his own mind. When he believed that he was right, he stood steadfast and true to the convictions of his own conscience. He was devoted to the traditions of our Government, and in public office he has rendered a magnificent public service. The people of our Commonwealth owe him a debt of gratitude.

Mr. Speaker, I know that I speak the sentiments of all of the Members of the North Carolina delegation in Congress when I say that the news we received this morning was distressing and heartbreaking indeed. On behalf of my colleagues and from the depths of my own heart, I express our tenderest sympathies to his lovely wife, Dollie, to his charming daughter, and to his fine and manly sons, and to all of the members of the family circle. May God bless them and keep them, and may the divine light of Heaven guide and direct them in this their greatest hour of sorrow. They may be comforted by the thought that their loved one was a great citizen and a distinguished statesman and a true American in the real sense and meaning of that word.

Mr. DURHAM. Mr. Speaker, will the gentleman yield?

Mr. COOLEY. I yield to the gentleman from North Carolina.

Mr. DURHAM. Mr. Speaker, we are again reminded of the price one pays for public life. In the past 5 years 5 men have come from our State to serve in the Senate. Three of those have passed away in that period. With the coming of the next Senator from North Carolina there will have been 6 men from our State to serve in that body in the space of 6 years. It is proof of the heavy responsibility one carries here in Congress during this critical period of our history. We are reminded today, when we look at WILLIS SMITH's life, what can happen here in America in the way of climbing to a pinnacle of prominence. WILLIS SMITH was an orphan boy. He rose to prominence through public life in his own State and has demonstrated here in the halls of that great deliberative body at the other end of the Capitol that he was well qualified to serve his State and Nation. As has been said by my colleague, he was a man of strong convictions, one who did not deter when he once took a position.

I extend to his wife and daughter and his sons my deepest love and sympathy. We will miss him very much here in the Halls of Congress. I have lost a personal friend. May God bless his good wife.

Mr. COOLEY. Mr. Speaker, I yield to the gentleman from North Carolina [Mr. Bonner].

Mr. BONNER. Mr. Speaker, it can truly be said of WILLIS SMITH that he was a great American statesman. He was anchored strong and fast to the Constitution of this great country. To know him was to admire him. I join in the splendid remarks that have been made by my distinguished colleague, the gentleman from North Carolina [Mr. Cooley], in the tribute he paid to Senator SMITH and I, too, express my deep sympathy to the Senator's family.

Mr. COOLEY. Mr. Speaker, I yield to the gentleman from North Carolina [Mr. Jonas].

Mr. JONAS of North Carolina. Mr. Speaker, I should like, with the permission of my friend and colleague, to associate myself in the remarks he has made on this sad occasion. I, too, have known WILLIS SMITH for many years, and while we were affiliated with different political parties, both of us believed in the same principles. I do not think WILLIS SMITH ever yielded to political expediency in his life. He courageously fought for the things that he believed in.

I join with my colleague in the beautiful tribute that has been paid by him this afternoon to the memory of our departed friend. I should like also to join in expressing my sincere condolences to the members of the family, the wife he leaves behind, and his lovely daughter and his fine sons in this hour of their deep bereavement. They have lost a husband and a father, but North Carolina has lost one of her noble sons and this country one of its great men.

Mr. COOLEY. Mr. Speaker, I yield to the gentleman from North Carolina [Mr. Shuford].

Mr. SHUFORD. Mr. Speaker, the news of the sudden death of the junior Senator of North Carolina, Hon. WILLIS SMITH, has been a great shock to me. He was beloved in his native State, and respected and honored by his colleagues and associates. He was a real friend of mine and his passing to the great beyond leaves a vacancy that cannot be filled.

I have long known WILLIS SMITH. In public life he was courageous and spoke forth his convictions with force and clarity.

In private life he was a devoted husband and father, loyal and unselfish with his friends, and understanding of the rights of his fellowman. Truly he was a Christian.

We will miss WILLIS SMITH. Our lives have been enriched by our association with him. My deepest sympathy goes out to his lovely wife and fine children.

Mr. COOLEY. I yield to the gentleman from North Carolina [Mr. Deane].

Mr. DEANE. Mr. Speaker, I join with the dean of our delegation, Mr. Cooley, in the beautiful tribute he has paid to our late junior Senator from North Carolina, WILLIS SMITH. The passing of our fellow North Carolinian brings sadness to the hearts of the many citizens of the Old North State here in the Nation's Capital. We all knew that WILLIS was seriously ill but felt that his strong and vigorous stamina would pull him through. His passing is further evidence of the terrific strain under which Members of Congress serve. In a real sense it can be said that his homegoing represents a supreme sacrifice in public service.

I would most sincerely share with the beloved family in their great loss.

Mr. COOLEY. Mr. Speaker, I yield to the gentleman from North Carolina [Mr. Chatham].

Mr. CHATHAM. Mr. Speaker, I extend my sympathy and my respects to the family of Senator SMITH.

Mr. COOLEY. Mr. Speaker, I yield to the gentleman from North Carolina [Mr. Jones].

Mr. JONES of North Carolina. Mr. Speaker, we have heard with profound regret and with deep sorrow of the passing of our friend and colleague, Hon. WILLIS SMITH, junior Senator from the State of North Carolina. Truly it can be said that he gave his life in the service of his country. Since becoming a Member of the United States Senate some 3 years ago, he has worked unceasingly for the good of our country and no one who knows of his labors would seriously doubt that these arduous duties have cost him his life. Without regard to his own personal comforts and physical well-being, he fought long and hard to preserve our American way of life.

He has had a long and successful career in both private and public service to the people of North Carolina and our Nation. He was an eminent lawyer, rising to the exalted position of president of the American Bar Association. As Speaker of the North Carolina House of Representatives and as the junior Senator from the State of North Carolina, he rendered outstanding and courageous service in these public capacities. He shall long be remembered in North Carolina as an ardent defender and advocate of our American way of life.

The North Carolina delegation will miss him in the Halls of Congress. North Carolina has lost a great citizen and Senator and the Nation has lost a real statesman.

To his widow and children I extend my heartfelt sympathy.

Mr. COOLEY. Mr. Speaker, I yield to the gentleman from North Carolina [Mr. Fountain].

Mr. FOUNTAIN. Mr. Speaker, I would like to associate myself with the splendid tribute paid by my distinguished colleague, the gentleman from North Carolina [Mr. Cooley] to the junior Senator from North Carolina, WILLIS SMITH, whom God has seen fit to take from our midst.

Just 2 weeks ago Senator SMITH and I had a lengthy conference designed to obtain relief for a large number of farmers in my district who sustained great losses during a hail storm. At that time, casually, we had a brief conversation about death and the fact that it is no respecter of persons. He was apparently in the best of health. He gave evidence of having a strong constitution because he worked hard, long, and faithfully in behalf of the people of North Carolina.

I was naturally terribly shocked to learn of his serious illness and more greatly shocked to learn this morning that he had "slept away" while in the hospital. I do not believe I have ever had the opportunity of knowing well a Member of Congress who was more sincerely devoted to duty and to performance of service in behalf of the people of his State

and Nation. WILLIS SMITH was a great thinker. He had exceptionally keen ability to analyze given situations. In a short time in the United States Senate he won the praise, the admiration, and the respect of his colleagues. He was a man with deep convictions. While human, like all of us, he was a man who did what he thought was right and called the shots as he saw them, without regard to personal consequences or political expediency.

As the junior Senator from North Carolina, he rendered loyal, faithful, and efficient service to the people of his State and Nation. The State of North Carolina and our Nation have sustained a great loss in his tragic passing. My deepest sympathy, thoughts, and prayers are with his wife, his children, and his other loved ones in this their hour of sorrow.

Amid all of the sadness of his passing, I would like to say to his family, and to all who experience similar situations, that, after all, death is a day of victory. Death is a day when the spirit of man travels into the life beyond where peace, happiness, love and understanding abide. May God be with his family and his friends during their bereavement.

Mr. COOLEY. Mr. Speaker, I yield to the gentleman from North Carolina [Mr. Alexander].

Mr. ALEXANDER. Mr. Speaker, I wish to join with my colleagues in paying tribute to our beloved late Senator WILLIS SMITH, whose untimely passing has saddened the entire Congress of the United States.

I extend my heartfelt sympathy to Mrs. Smith and to his entire family.

I have known Senator SMITH for many years and considered him one of my true and stanch friends. His great public service to North Carolina and the Nation is inestimable. His death only emphasizes this fact since it is undoubtedly attributable to his devotion to duty and loyalty to the cause of freedom and constitutional government.

It can truly be said that Senator SMITH was a great North Carolinian, a great American, and a great statesman. I never knew him to vote for political expediency. He was a man of deep conviction and great courage and had an undying faith in the American way of life and constitutional government. It has been a real honor to me to have had the privilege of associating with him as a colleague in the public service of our country.

Mr. COOLEY. Mr. Speaker, I yield to the gentleman from Florida [Mr. Rogers].

Mr. ROGERS of Florida. Mr. Speaker, it was my pleasure to know Senator SMITH ever since he came to serve in the Senate. We associated together quite a bit while we were at the Wardman Park and also during the winter season. I believe it was the Senator's intention to acquire a home at Ft. Lauderdale, Fla., after he retired from the United States Senate, and to spend the rest of his days there.

I regarded the Senator as a man of courage and sound judgment. He was a real public servant. I join the North Carolina delegation in paying tribute to him, and I should like to include the remarks of the gentleman of North Carolina [Mr. Cooley] as part of mine, for he certainly paid our departed colleague a fine tribute. I extend my sympathy to the members of his family.

Mr. COOLEY. Mr. Speaker, I yield to the gentleman from Iowa [Mr. LeCompte].

Mr. LECOMPTE. Mr. Speaker, WILLIS SMITH was one of the sweetest and noblest characters I have ever known. If I may refer to my personal relationship with him, I lived in the same hotel, in an apartment almost adjoining his. We became very close and intimate friends from the day he came to Congress. I think he was one of the finest statesmen I have known in my service in Congress. He possessed not only unusual intelligence and foresight and ability to

analyze a problem but he had the courage to stand up and vote for what he believed to be right. I have never known a finer example of American statesmanship than was represented by WILLIS SMITH. My heartfelt sympathy goes to his charming wife and his dear children.

Mr. COOLEY. Mr. Speaker, I offer a resolution (H. Res. 305).

The Clerk read as follows:

Resolved, That the House has heard with profound sorrow of the death of Hon. WILLIS SMITH, a Senator of the United States from the State of North Carolina.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased Senator.

Resolved, That a committee of 12 Members be appointed on the part of the House to join the committee appointed on the part of the Senate to attend the funeral.

The resolution was agreed to.

The SPEAKER. The Chair appoints the following Members on the part of the House to attend the funeral: Messrs. Cooley, Barden, Durham, Bonner, Deane, Carlyle, Chatham, Jones of North Carolina, Fountain, Jonas of North Carolina, and Shuford.

Mr. COOLEY. Mr. Speaker, I ask unanimous consent that all Members who desire to do so may extend their remarks on the life, character, and service of the late Honorable WILLIS SMITH.

The SPEAKER. Is there objection to the request of the gentleman from North Carolina?

There was no objection.

The SPEAKER. The Clerk will report the remainder of the resolution.

The Clerk read as follows:

Resolved, That as a further mark of respect to the memory of the deceased the House do now adjourn.

The resolution was agreed to.

Accordingly (at 5 o'clock and 37 minutes p. m.), under its previous order, the House adjourned until tomorrow, Saturday, June 27, 1953, at 10 o'clock a. m.

THURSDAY, *July 30, 1953.*

Mr. CARLYLE. Mr. Speaker, in the early morning hours of Friday, June 26, in the Nation's Capital at Washington, the able and distinguished junior Senator from North Carolina, Hon. WILLIS SMITH, passed away. Immediately the people of our State and of the Nation realized that the loss was irreparable because he was truly a good and great American. He had been a Member of the Senate but a few years; however, his strong character and love for his country quickly established for him a position of leadership and enabled him to enjoy the absolute confidence of all with whom he came in contact.

Shortly before his passing I talked with him, and there was every reason to believe that he was at the pinnacle of his greatness. He was planning for the future and realized fully that there was much for him to do. In fact, the Death Angel almost caught him at his desk.

At this time we can, to some extent, estimate the width and breadth of the Senator, because we recall that—

> A prince once said of a king struck down,
> "Taller he seems in death."
> And the words hold good for now as then,
> It is after death that we measure men.

No man within my knowledge possessed greater political courage than did Senator SMITH. He was at no time subservient to any man, set of men, or organization. He did not hesitate to enter the arena against any foe, however influential, and however long entrenched in power. He was a loyal friend and an open foe. He fought none secretly. He battled always in the open. He was a man of strong convictions, and neither fear nor favor, nor dread of punish-

ment, nor hope of gain, prevented the outspoken expression of his views. He was always strong in action, loyal in his purpose, and upright in life. There were blended in him qualities and virtues seldom associated in the same breast. He possessed the strength and courage of a gladiator, the wisdom and vision of a statesman, and with them all the intuition and tenderness of a woman. Senator SMITH fully appreciated the fact that a great man must first learn to rule the empire of himself. He was clean in mind and body and possessed no habits which he could not unfetter with one strong resolve, and, thus armed, he approached the important problems.

With his matchless, undaunted courage and innate honesty, which he possessed in a high degree, he soon stepped across the threshold of greatness and was a captain on the towers which overlooked human endeavor. However, constant, clean, clear, hard thinking, even with a sturdy conscience and swift and accurate mind such as Senator SMITH possessed, will sap and undermine and finally destroy the most vigorous body. With all his superb courage and indomitable energy and honesty of purpose in scaling the ramparts of evil, fraud, hypocrisy, and corruption, the boundary line of human limitations was reached and physical endurance came to an end.

Mr. Speaker, I am indeed honored to have been privileged to serve in Congress from North Carolina with this great and good public servant, because my life has been enriched by the close contact which I enjoyed with my friend, whom I found to possess real character as well as unusual ability. His devotion to his State and country knew no limits. It is extremely painful to know that he will be with us no more, but has passed a little ahead of us into "that city which has foundations whose maker and builder is God."

The Daily Record, published at Dunn, N. C., and in the congressional district which I am honored to represent, covers a wide area. The publisher and editor, Hoover Adams,

is widely known and respected because he holds fast to Americanism in its truest form and is always factual, courageous, and forthright. He was not only close to the Senator, but shared his confidence and loved him. On the day that Senator SMITH passed away, this brilliant editor came forward with the following front-page editorial which should be preserved:

A GREAT MAN HAS GONE

The tragic death of United States Senator WILLIS SMITH early this morning brings the forceful realization that a truly great man has gone.

His passing is a great loss not only to the State of North Carolina, but to the Nation and the world. His influence for good knew no boundaries.

WILLIS SMITH was born a poor boy; his father died when he was a very small child, and he came up the hard way to make his mark in the world. He was successful in every field of endeavor in which he entered. His success story exemplified America as a great land of opportunity.

He rose to great heights. His election to the United States Senate was just one of his many accomplishments. He had been honored by two Presidents of the United States, and his fellow lawyers elected him to the highest legal post in the land.

In the field of politics, he was a scrapper. He fought hard and tirelessly not for personal gain but for the American way of life, which he held sacred and loved so dearly.

WILLIS SMITH was more than a great Democrat, more than a great Republican. He was a great statesman and a great American.

He was not a politician. His closest associates frequently admonished him for his forthright, honest stands on issues which they knew would not help him politically.

But WILLIS SMITH never gave his own political welfare a second thought. He would vote his honest convictions in the face of sure defeat itself. He never swerved from the true path of duty.

There is no question but that WILLIS SMITH was headed toward bigger and higher positions in American government. Had he lived, he would have brought still greater recognition and honor to our State.

Above all other things, WILLIS SMITH was a real Christian gentleman, a man devoted to his family and friends, and intensely loyal to all of them.

Unfortunately, his political enemies frequently succeeded in painting a false picture of him to the people.

WILLIS SMITH

They called him a big corporation lawyer, yet the last court case in which he ever appeared was in behalf of a widowed mother suing a big corporation.

The worst thing we ever heard him say about his opponent was, "He's my friend." That's the kind of man WILLIS SMITH was.

They accused him of injecting a racial issue into his campaign. Actually, he threatened to withdraw from the campaign if he caught his staff engaging in such.

WILLIS SMITH was a man of remarkable vision, keen insight, vast knowledge, and great personal kindness.

When others got upset, he had the ability to keep calm and think.

When his critics were unfair and unkind he ignored it and marked it up to the heat of the campaign.

The most famous court case in which this great legal expert ever appeared was that of a poor Raleigh Negro who had a just claim against a prominent political figure.

Other lawyers were afraid to take the case, but WILLIS SMITH took it and won it for the poor Negro.

Some of his critics called WILLIS SMITH a Republican because he had the ability to think and act for himself.

Had WILLIS SMITH been a member of the Republican Party it would have found it just as hard to keep him in strict party lines as the Democrats. He wasn't that kind of man.

He was a man who put the welfare of his country ahead of all other considerations; a man who could clearly define the issues and get at the bottom of things.

It was impossible to know WILLIS SMITH without loving and admiring him. Those in his presence always had the feeling and the full realization that they were in the presence of a great man.

The editor of this newspaper will always be happy and proud that he had an opportunity to be associated with WILLIS SMITH, and to know him as a friend.

Only history will record his true greatness.

Mr. Speaker, within the circle of his home WILLIS SMITH was ever blessed with the devotion of a noble wife and with the passionate love of his children. He was never so happy as when surrounded by them because they worshipped him and certainly he has left to them a priceless heritage. May his rest be sweet.

There is no death; we fall asleep
To waken where they never weep.
We close our eyes on pain and sin,
Our breath ebbs out but life flows in.

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